

CITY OF LAREDO

CITY COUNCIL MEETING

A-2004-R-03

CITY COUNCIL CHAMBERS

1110 HOUSTON STREET

LAREDO, TEXAS 78040

FEBRUARY 17, 2004

5:30 P.M.



DISABILITY ACCESS STATEMENT



Persons with disabilities who plan to attend this meeting and who may need auxiliary aid or services are requested to contact Gustavo Guevara, City Secretary at (956) 791-7308 at least two working days prior to the meeting so that appropriate arrangements can be made. The accessible entrance and accessible parking spaces are located at City Hall, 1100 Victoria Ave.

Out of consideration for all attendees of the City Council meetings, please turn off all cellular phones and pagers, or place on inaudible signal. Thank you for your consideration.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. MINUTES

Approval of the minutes of February 2, 2004.

V. COMMUNICATIONS AND RECOGNITIONS

Announcements

Invitations

Recognitions

- a. Recognition of the "Mayor's Cup Softball Tournament" winners.
- b. Recognition of the Solid Waste Department employees for their completion of the Caterpillar Heavy Equipment Training.
- c. Recognition of Hilda Negrete, of the Office of the City Secretary, on her selection as January 2004 Employee of the Month.

Communiqués

- a. Presentation by Vaswani Soccer Ventures, LLC regarding the United Soccer League's newest Premier Development League member franchise from Laredo, Texas.

VI. APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

VII. PUBLIC HEARINGS

1. **Public hearing and introductory ordinance** amending the Zoning Ordinance Map of the City of Laredo by rezoning 34.28 acres, as further described by metes and bounds on attached Exhibit "A" located east of Highway 83 and north of La Pita-Mangana Road, from AG (Agricultural District) to B-3 (Community Business District); providing for publication and effective date. The Planning and Zoning Commission has recommended approval of the proposed zone change.
2. **Public hearing and introductory ordinance** amending the Zoning Ordinance Map of the City of Laredo by rezoning 20.82 acres, as further described by metes and bounds on attached Exhibit "A", located west of Highway 83, from R-1 (Single Family Residential District) to M-1 (Light Manufacturing District); providing for publication and effective date. The Planning and Zoning Commission has recommended denial of the proposed zone change.
3. **Public hearing and introductory ordinance** amending the Zoning Ordinance Map of the City of Laredo by rezoning 148.66 acres, as further described by metes and bounds on attached Exhibit "A" located south of Concord Hills Boulevard from R-1 (Single Family Residential District) to R-1A (Single Family Reduced Area District); providing for publication and effective date. The Planning and Zoning Commission has recommended approval of the proposed zone change.
4. **Public hearing and introductory ordinance** amending the Zoning Ordinance Map of the City of Laredo by rezoning 1.26 acres, as further described by metes and bounds on attached Exhibit "A" located east of Country Club Drive and south of Del Mar Boulevard, from R-1 (Single Family Residential District) to R-2 (Multi-Family Residential District); providing for publication and effective date. The Planning and Zoning Commission has recommended approval of the proposed zone change.
5. **Public hearing and introductory ordinance** amending the Zoning Ordinance Map of the City of Laredo by rezoning 0.56 acres, as further described by metes and bounds on attached Exhibit "A" located east of

Country Club Drive and south of Del Mar Boulevard from R-1 (Single Family Residential District) to R-2 (Multi-Family Residential District); providing for publication and effective date. The Planning and Zoning Commission has recommended approval of the proposed zone change.

6. **Public hearing** amending the 2003 Consolidated One-Year Action Plan to reprogram a total of \$50,000.00 of the 29th Action Year (AY) 2003 Community Development Block Grant (CDBG) funds by reducing the amount of funding for the San Salvador Neighborhood Park Project, from \$300,000.00 to \$250,000.00 and utilizing the difference of \$50,000.00 to create a new activity, the Garcia Vela Little League Field Lighting Project.
7. **Public hearing and introductory ordinance** amending the City of Laredo FY 2003-2004 annual budget by appropriating revenues and expenditures in the amount of \$2,500.00 from the University of Texas Health Science Center-Health Education Training Centers Alliance of Texas to conduct the tenth annual "Los dos Laredos" TB Conference by the City of Laredo Health Department for the period beginning October 1, 2003 through September 30, 2004.
8. **Public hearing and introductory ordinance** amending the FY 2003-2004 budget by appropriating the amount of \$58,122.00 in unexpended program income from the FY 2002-2003 budget fund balance for the Maternal and Child Health Program grant of the City of Laredo Health Department for the period of September 1, 2003 through August 31, 2004.
9. **Public hearing and introductory ordinance** amending the City of Laredo FY 2003-2004 annual budget by appropriating revenues and expenditures in the amount \$69,464.00 in additional funds for a grand total of \$138,928.00 from the Texas Department of Health for La Familia Health Care Program of the City of Laredo Health Department, and extending the grant period from September 1, 2003, through February 29, 2004, to September 1, 2003, through August 31, 2004.
10. **Public hearing and introductory ordinance** amending the City of Laredo FY 2003-2004 annual budget by appropriating revenues and expenditures in the amount \$87,800.00 from the South Texas Development Council for the HIV/AIDS Housing Opportunities for Persons with AIDS Project (HOPWA) of the City of Laredo Health Department for the period beginning February 1, 2004, through January 31, 2005.
11. **Public hearing and introductory ordinance** amending the City of Laredo FY 2003-2004 annual budget by decreasing revenues and expenditures in the amount of \$8,230.00 to reflect a reduction of grant funds from the Texas Department of Health for a new grant total of \$41,770.00 for the Breast and Cervical Cancer Control Project - Case Management of the City of Laredo

Health Department for the period beginning July 1, 2003 through June 30, 2004; and amending the City of Laredo full-time equivalent positions by decreasing one Case Manager/Registered Nurse II position.

VIII. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

12.

A. Request by Council Member Alfredo Agredano

1. Status report on the number of plots available for veterans at the City of Laredo Cemetery.
2. Status report regarding the Cielito Lindo Fire/Police substation.
3. Status report regarding street lights in Century City.

B. Request by Council Member Juan Ramirez

1. Discussion with possible action regarding repairs to the water fountain at Bruni Plaza.
2. Discussion with possible action regarding the availability of city owned buildings for use by the CAA Azteca Neighborhood Program.

(Recess)

(Press Availability)

IX. INTRODUCTORY ORDINANCES

13. Amending Ordinance 2002-O-047 adding voting Precincts 254 and 353 to District IV; adding voting Precinct 452 to District VIII; adding voting Precincts 255 and 451 to District V; redefining boundary lines for Precincts 218 and 313 in District IV, redefining boundary lines for Precincts 239 and 308 in District V; and redefining boundary lines for Precinct 414 in District VIII; providing for publication and effective date.
14. Authorizing the City Manager to convey to the Laredo Independent School District for the consideration of \$18,500.00 for a tract of land being the section of Canada Avenue between Palo Blanco Street and Thurman Street, with reservation of the tract utility easement; and providing for an effective date.

X. FINAL READING OF ORDINANCES

15.

- | | |
|------------|---|
| 2004-O-006 | Amending the Zoning Ordinance Map of the City of Laredo by rezoning Lot 8 and the west 22.56 feet of Lot 7, Block 1692, Eastern Division, located at 2401 Arkansas Avenue, from R-3 (Mixed Residential District) to B-1 |
|------------|---|

(Limited Commercial District); providing for publication and effective date. **(As amended)**

- 2004-O-026 Amending the Zoning Ordinance Map of the City of Laredo by rezoning Lot 2 and the east 23 feet of Lot 1, Block 848, Eastern Division, located at 1509 East San Pedro Street from R-3 (Mixed Residential District) to B-1 (Limited Commercial District); providing for publication and effective date.
- 2004-O-027 Amending the Zoning Ordinance Map of the City of Laredo by rezoning 37.34 acres, as further described by metes and bounds on attached Exhibit "A", located west of Mines Road and south of Bob Bullock Loop, from R-1 (Single Family Residential District), B-4 (Highway Commercial District) and M-1 (Light Manufacturing District) to B-3 (Community Business District); providing for publication and effective date.
- 2004-O-028 Amending the Zoning Ordinance Map of the City of Laredo by rezoning 10.06 acres, as further described by metes and bounds on attached Exhibit "A", located east of Country Club Drive and south of Del Mar Boulevard from R-1 (Single Family Residential District) to R-2 (Multi-Family Residential District); providing for publication and effective date.
- 2004-O-029 Authorizing the City Manager to amend the City of Laredo FY 2003-2004 Full Time Equivalent positions of the General Fund Parks and Recreation Department – Recreation Center Division from 27 to 28 to appropriate the monies to be received from the Community Development Block Grant Program, for one Recreation Specialist for the purpose of providing a Community Service Program at the Lamar Bruni Vergara Inner City Park, Technology Recreation Center.
- 2004-O-030 Authorizing the City Manager to accept a contribution in the amount of \$625,000.00 from Webb County through an Interlocal Government Agreement and amending the City of Laredo FY 2003-2004 annual budget by appropriating revenues and expenditures in the amount of \$625,000.00 for the acquisition and development of the North Central Laredo Park.

- 2004-O-031 Amending the City of Laredo fiscal year 2004 Parking Meter Fund by appropriating a draw down of \$400,000.00 from the opening balance and appropriating it for land acquisition. The project consists of construction improvements and demolition costs of a surface municipal parking lot in the downtown area. The Parking meter fund will be reimbursed from the proceeds of a proposed Parking Meter Fund Certificate of Obligation Bond.
- 2004-O-032 Amending the City of Laredo FY 2003-2004 annual budget by appropriating a draw down of \$5,925,000.00 from the opening balance and appropriating it for equipment acquisition. The project consists of twenty-five (25) automated refuse trucks and 45,000 trashcans. The Solid Waste Fund will be reimbursed from the proceeds of a proposed Solid Waste Fund Certificate of Obligation Bond.
- 2004-O-033 Setting the maximum speed limit on that portion of IH 35 main lanes within the city limits of Laredo, Webb County, Texas, as 55 mph from mile point 3.387 to mile point 7.091 as defined in the Texas Department of Transportation Control Section Map 0018-06-152, to be in effect during reconstruction providing for the installation of appropriate signs to indicate speed changes in the designated areas and providing for publication and effective date.
- 2004-O-034 Approving the public sale of airport non-aeronautical use land located at the Laredo International Airport to Lawrence Friedman, Trustee, sole bidder, meeting all bid specifications being: Block No. 34 of the Subdivision Plat of Laredo Airport consisting of approximately 3.30-acres and Block No. 35 of the Subdivision Plat of Laredo Airport consisting of approximately 0.56-acres in the amount of One Million Ninety Two Thousand Nine Hundred Twenty One Dollars and Eighteen Cents (\$1,092,921.18); and authorizing the City Manager to execute all necessary conveyance documents; providing for effective date.
- 2004-O-035 Amending Chapter 2, Administration, Article I, In General, Section 2.5 of the Code of Ordinances by amending subparagraph (b) entitled Agenda Order of Business, and providing for publication and effective date.
- 2004-O-036 Authorizing the City Manager to execute a lease with the Washington's Birthday Celebration Association, Inc., (WBCA) for approximately fifteen (15.0) acres of concrete

ramp located on the southwest cargo ramp of the Air Operations Area to include City owned vacant non-aeronautical use land located at the Laredo International Airport for event parking use. Lease term in for three (3) days commencing on February 13, 2004 and ending on February 15, 2004. City Council finds and declares that a valid public purpose would be served in setting the daily rental fee at \$1.00; providing for an effective date.

- 2004-O-037 Amending chapter 19. Motor Vehicle and Traffic, Article XI, Truck Traffic, Section 19-415 (a)(1)(e) of the Code of Ordinances, City of Laredo: deleting Section (e) that will now prohibit departing from a designated truck route for the purpose of obtaining lodging, providing for effective date and publication.
- 2004-O-038 Authorizing the City Manager to execute a lease with Webb County Juvenile Board for approximately 100,357 square feet of land located at 4602 North Bartlett Avenue. Lease term is for three (3) years commencing on January 1, 2004 and ending on December 31, 2006; lease may be terminated by either party upon giving a one hundred and eighty (180) day written notice. Monthly rent shall be \$2,137.35 and will be adjusted annually according to changes in the Consumer Price Index; providing for an effective date.
- 2004-O-039 Authorizing the City Manager to execute a lease of blocks 08, 08-A, X, Y, and an additional 14,333 square feet between the said blocks, and excluding 1,225 square feet within the block 08-A, Western Division, City of Laredo, to Morgan Stern Realty Holdings, L.L.C., a California Limited Liability Company, Cathy Associates L.L.C, a Colorado Limited Liability Company, and Mary Associates, L.L.C, a Colorado Limited Liability Company, in accordance with the terms of the negotiated lease attached as Exhibit A, including commencing monthly rental of \$5,109.00 with annual adjustment thereof based on any change in the Consumer Price Index; and providing for effective date.

XI. RESOLUTIONS

16. **2004-R-015** Accepting the donation of one utility easement for the Pueblo Nuevo Subdivision easement acquisition project. This being a 0.0344 acre parcel from Mario J. Renteria and wife Maria A. Renteria, which is out of lot

1, block 10, Pueblo Nuevo Subdivision, described by metes and bounds and survey attached as Exhibits A and B.

17. **2004-R-016** Accepting the donation of two utility easements for the Pueblo Nuevo Subdivision easement acquisition project, these being:
(a) A 0.0503 acre parcel from Homero D. Gonzalez and wife San Juanita Gonzalez, out of Lot 1, Block 9, Pueblo Nuevo Subdivision, described by metes and bounds and survey attached as Exhibits A and B; and
(b) A 0.0744 acre parcel from Homero D. Gonzalez and wife San Juanita Gonzalez, out of Lot 2, Block 9, Pueblo Nuevo Subdivision, described by metes and bounds and survey attached as Exhibits C and D.
18. **2004-R-017** Accepting the donation of the "Surface Only" of a 0.1331 of an acre (5,798.61 sq. ft.), more or less, parcel of land from Diversified Investors of Laredo, a Texas General Partnership, for the Upper Zacate Creek Improvements Project. Said parcel of land being situated in Survey 1020, Abstract 780, Northern Division, City of Laredo, Webb County, Texas.
19. **2004-R-018** Consideration to authorize the City Manager to accept the donation of two (2) forty foot trailer boxes from Southwestern Motor Transport Lines, Incorporated (SMT) with an estimated value of \$2,400.00 each. This equipment will be used as hazardous material training props at the Laredo International Fire/Law Enforcement Training Center.
20. **2004-R-019** Ordering and proclaiming a General City Election to be held on Saturday, May 15, 2004; designating polling places; designating a run-off date; providing for publication; and authorizing the City Manager to enter into contract with the Webb County Elections Administrator for the purpose of conducting a joint election with the City of Laredo.
21. **2004-R-020** Authorizing the City Manager to submit a grant application to the Texas Parks and Wildlife Department for consideration of the Community Outdoor Outreach Grant Reimbursement Program for an amount not to exceed \$30,000.00 for funding of summer outdoor recreational and educational programming for local school age children that participate in the Parks and Recreation Summer Program and certify that the City of Laredo is eligible to receive program assistance and that funding for this program is available through the Department of Parks and Recreation and further authorizing the City Manager to execute any and all documents pertaining to and resulting from this submission.

XII. MOTIONS

22. Consideration for approval of the selection of consultant for the El Metro New Operational Building and authorization to negotiate a professional

services contract. Funding is available in the Project Engineer Fees in the El Metro Budget.

23. Authorizing the selection of a consultant, Wilbur Smith Associates and authorizing staff to enter into negotiations with the consultant for the preparation of the Laredo Metropolitan Plan Update. The MPO has budgeted \$200,000.00 for this project using federal planning grant (PL112) funds.
24. Consideration for approval of the selection of consultants for the Laboratory Services: Material Testing and Quality Control Project and authorization to negotiate a professional services contract. Staff recommends the selection of all three consultants and contracts to be awarded on a rotation basis as projects become available. Funding is available in the Infrastructure Maintenance Fund-Purchased Professional Services.
25. Consideration for approval of amendment no. 3 an increase of \$5,000.00 to the professional services contract with Howland Engineering & Surveying Company, Laredo, Texas, for the Ejido Avenue Extension Project for additional services to design and prepare plans and specifications for an outlet structure for a detention facility located at the northeast section of Cielito Lindo Boulevard and Ejido Avenue intersection. Current contract amount to date is \$161,565.00. Funding is available in the 27th Action Year/2001 Grant-CD Projects Ejido Street Extension.
26. Consideration for approval of Change Order No. 2, a decrease of \$22,575.25 for the balance of quantities actually constructed in place, acceptance of the CDBG Sidewalks City Wide Project No. 22 (30 Blocks) and approval of final payment in the amount of \$37,153.85 to Gilmar Construction, Ltd., Laredo, Texas. Final contract amount is \$116,156.75. Funding is available in the 28th Action Year/2002 Grant-CD Projects/School Sidewalks.
27. Consideration to award contract number FY04-050 to the low bidder, for furnishing the prefabricated concrete rebar, wire mesh and other items needed for the McPherson Drainage Project-Phase II. The contract vendor will be required to provide the necessary rebar, precut and detailed, for the concrete channels, walls, and inlets as per construction plans. Funding is available in the 2003 Contractual Obligation Fund-McPherson Acres Drainage Project.
28. Consideration to amend the Habitat for Humanity-2000 HOME Program Community Housing Development Organization (CHDO) contract to extend the period by which Habitat for Humanity must construct affordable housing on the lots purchased with HOME CHDO funds from January 2, 2004, to August 30, 2005.

29. Consideration to amend the 29th Action Year 2003 Consolidated One Year Action Plan to reprogram a total of \$75,000.00 from the 2003 Community Development Block Grant (CDBG) funds by reducing the amount of funding for the South Laredo Cross Street Project, from \$300,000.00 to \$225,000.00 and creating a new activity known as the South Laredo (Mario Tijerina) Park Lighting Project totaling \$75,000.00.
30. Consideration for approval of the selection of the consultant for the former Southern Hotel 1200 Block of Matamoros Street and authorization to negotiate a professional services contract. Funding is available in the 2002 CO Issue Former Southern Hotel.
31. Consideration to extend the cellular contract with Cingular Wireless, for a period of three additional months, in the estimated monthly amount of \$15,366.63 for providing cellular phone services for all City departments. The monthly contract amount is approximately 20% less than the previous year contract amount. Funding is available in the respective departmental budgets.
32. Consideration to authorize the purchase of twenty, automated side loader refuse trucks through the Texas Local Government Purchasing Cooperative (Buy Board) contract pricing in the total amount of \$3,301,240.00. Utilizing the Buy Board contract pricing, twenty auto side loader collection chassis trucks will be purchased from Rush Truck Center in the amount of \$2,036,220.00; and twenty McNeilus auto side loader collection units (31 cubic yard) will be purchased from McNeilus Truck & Manufacturing, Inc., in the amount \$1,265,020.00. The City has requested that these trucks be delivered on a staggered delivery schedule to fully automate the refuse collection system within a two-year period. Funding is available in the Solid Waste Fund.
33. Consideration to reject all bids received for contract FY 04-029 for providing pool chemicals for the Parks and Recreation Department and authorizing the new bids be solicited. The City received three bids for the purchase of pool chemicals for the maintenance of the City's swimming pools however the bid specifications required that the chemicals be delivered in one shipment to the Parks and Recreation Department warehouse. Because of lack of storage space and safety concerns storing a high volume of chlorine, the Department is now requesting that the chemicals be delivered monthly to each swimming pool. The bid specification document will be modified to include these requirements.
34. Award a construction contract to the lowest bidder, Lambda Construction Company, New Braunfels, Texas, in the amount of \$606,050.00 for the construction of the SH 359 Work Order #5 Ground Storage Tank and

Booster Station Project, subject to the approval of the TWDB. Work Order #5 consists of a Ground Storage Tank and Booster Station to provide potable water to the Colonias within SH 359 Planning Areas. The construction time is 240 calendar days. Funding is available in the Colonias Project.

35. Consideration to award a construction contract to the lowest bidder, Landmark Structures, Inc., Fort Worth, Texas in the amount of \$913,950.00 for the construction of the SH 359 Work Order #6 elevated Storage Tank Project, subject to the approval of the TWDB. Work Order #6 consists of an elevated storage tank to provide adequate pressure to Colonias within SH 359 Planning Areas. The construction time is 240 calendar days. Funding is available in the Colonias Construction Fees.
36. Approving monthly adjustments to the tax roll. The amount to be adjusted for the month of January 2004 represents an increase of \$43,876.61. These adjustments are determined by Webb County Appraisal District and by court orders.
37. Refund of property tax to the following taxpayers and companies:
 - a. A refund in the amount of \$537.28 payable to Ocwen Federal Bank due to an over payment. Account #989-10003-530.
 - b. A refund in the amount of \$1,274.47 payable to Daniel L. Bell due to a double payment. Account #909-00022-370.
 - c. A refund in the amount of \$516.93 payable to Wells Fargo Home Mortgage due to an over payment. Account #968-00016-275.
 - d. A refund in the amount of \$521.04 payable to Jesus M. and Enedina Reyes due to an over payment. Account #968-60004-100.
 - e. A refund in the amount of \$960.65 payable to Chase Manhattan Mortgage Corporation due to an over payment. Account #989-10006-090.
 - f. A refund in the amount \$682.12 payable to Lereta Corp/Lenders Real Estate Tax Service due to an over payment. Account #969-30015-030.
 - g. A refund in the amount of \$522.00 payable to Lereta Corp/Lenders Real Estate Tax Service due to an over payment. Account #968-81001-012.
 - h. A refund in the amount of \$740.07 payable to Lereta Corp/Lenders Real Estate Tax Service due to an over payment. Account #980-60002-030.
 - i. A refund in the amount of \$947.04 payable to Lereta Corp/Lenders Real Estate Tax Service due to an over payment. Account #989-52002-090.
 - j. A refund in the amount of \$1,268.63 payable to Lereta Corp/Lenders Real Estate Tax Service due to an over payment. Account #909-40002-170.

- k. A refund in the amount of \$675.00 payable to Lereta Corp/Lenders Real Estate Tax Service due to an over payment. Account #969-00009-100.
- l. A refund in the amount of \$572.64 payable to Lereta Corp/Lenders Real Estate Tax Service due to an over payment. Account #968-30002-050.
- m. A refund in the amount of \$796.04 payable to Lereta Corp/Lenders Real Estate Tax Service due to an over payment. Account #970-10001-270.
- n. A refund in the amount of \$524.63 payable to First American Real Estate Tax Service due to an over payment. Account #985-60009-080.
- o. A refund in the amount of \$2,052.28 payable to Laredo National Bank due to an over payment. Account #968-81001-020.
- p. A refund in the amount of \$6,358.77 payable to Laredo National Bank due to an over payment. Account #900-90221-219.
- q. A refund in the amount of \$634.63 payable to Neel Title Corporation/Escrow Account due to an over payment. Account #965-20002-014.
- r. A refund in the amount of \$727.17 payable to Countrywide Home Loans due to an over payment. Account #969-30006-120.
- s. A refund in the amount of \$556.15 payable to Countrywide Home Loans due to an over payment. Account #968-60011-370.
- t. A refund in the amount of \$555.18 payable to Countrywide Home Loans due to an over payment. Account #954-00001-048.
- u. A refund in the amount of \$556.98 payable to Countrywide Home Loans due to an over payment. Account #937-00021-406.
- v. A refund in the amount of \$587.98 payable to Countrywide Home Loans due to an over payment. Account #909-00038-645.
- w. A refund in the amount of \$509.30 payable to Countrywide Home Loans due to an over payment. Account #554-01511-030.
- x. A refund in the amount of \$820.49 payable to Countrywide Home Loans due to an over payment. Account #970-12006-200.
- y. A refund in the amount of \$784.10 payable to Countrywide Home Loans due to an over payment. Account #970-80001-060.
- z. A refund in the amount of \$1,063.26 payable to Countrywide Home Loans due to an over payment. Account #983-60005-310.
- aa. A refund in the amount of \$656.52 payable to Countrywide Home Loans due to an over payment. Account #985-60008-320.
- bb. A refund in the amount of \$875.93 payable to Countrywide Home Loans due to an over payment. Account #986-00007-091.
- cc. A refund in the amount of \$1,122.18 payable to Countrywide Home Loans due to an over payment. Account #987-21001-200.
- dd. A refund in the amount of \$1,037.34 payable to Countrywide Home Loans due to an over payment. Account #989-30002-060.

- ee. A refund in the amount of \$2,233.67 payable to Countrywide Tax Service Corp. due to an erroneous payment. Account #989-20001-040.
- ff. A refund in the amount of \$1,379.59 payable to IBOC-McAllen due to an over payment. Account #909-40003-270.
- gg. A refund in the amount of \$679.43 payable to IBOC-McAllen due to an over payment. Account #909-20003-130.
- hh. A refund in the amount of \$1,108.00 payable to IBOC-McAllen due to an over payment. Account #909-00481-061.
- ii. A refund in the amount of \$582.71 payable to IBOC-McAllen due to an over payment. Account #980-80004-010.
- jj. A refund in the amount of \$696.37 payable to IBOC-McAllen due to an over payment. Account #986-00007-200.
- kk. A refund in the amount of \$2,783.89 payable to IBOC-McAllen due to an over payment. Account #985-20001-080.
- ll. A refund in the amount of \$535.87 payable to IBOC-McAllen due to an over payment. Account #938-20001-210.
- mm. A refund in the amount of \$546.84 payable to IBOC-McAllen due to an over payment. Account #965-60002-017.
- nn. A refund in the amount of \$893.45 payable to IBOC-McAllen due to an over payment. Account #447-01157-070.
- oo. A refund in the amount of \$1,250.15 payable to IBOC-McAllen due to an over payment. Account #437-00697-010.
- pp. A refund in the amount of \$539.52 payable to IBOC-McAllen due to an over payment. Account #332-00417-010.
- qq. A refund in the amount of \$1,047.09 payable to IBOC-McAllen due to an over payment. Account #987-20003-090.
- rr. A refund in the amount of \$590.35 payable to IBOC-McAllen due to an over payment. Account #968-00007-071.
- ss. A refund in the amount of \$1,068.31 payable to IBOC-McAllen due to an over payment. Account #965-40001-001.
- tt. A refund in the amount of \$984.07 payable to IBOC-McAllen due to an over payment. Account #945-00921-060.
- uu. A refund in the amount of \$647.85 payable to Gonzalez Perales Family, Ltd. due to an erroneous payment. Account #216-00763-040.

XIII. STAFF REPORTS

38.

- A. Presentation of the fiscal year 2002-2003 Comprehensive Annual Financial Report (CAFR) prepared by the City of Laredo Financial Services Department and audited by the Independent Audit Firm of Garza, Martinez, & Company.
- B. Presentation by the City's Financial Adviser, Mr. Noe Hinojosa from Estrada Hinojosa & Company regarding City's Financial status.

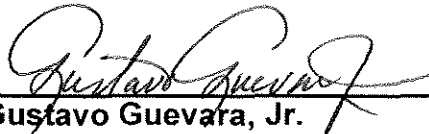
XIV. EXECUTIVE SESSION

The City Council hereby reserves the right to go into executive session at any time during this public meeting, if such is requested by the City Attorney or other legal counsel for the City, pursuant to his or her duty under Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.

39. Request for Executive Session pursuant to Texas Government Code Section 551.072 in order to deliberate on the value of, and the possible purchase of, real property in the South Laredo area, because deliberation in an open meeting would have a detrimental effect on the position of the City Council in negotiations with third person; and return to open session for possible action, and direction to staff.

XV. ADJOURNMENT

This notice was posted at the Municipal Government Offices, 1110 Houston Street, Laredo, Texas, at a place convenient and readily accessible to the public at all times. Said notice was posted on Wednesday, February 11, 2004, at 6:00 p.m.



Gustavo Guevara, Jr.
City Secretary

COUNCIL COMMUNICATION

Date: 02/17/04	SUBJECT: PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 34.28 acres, as further described by metes and bounds in attached Exhibit "A", located east of Hwy. 83 and north of La Pita-Mangana Road, from AG (Agricultural District) to B-3 (Community Business District); providing for publication and effective date. The Planning and Zoning Commission has recommended approval of the proposed zone change. ZC-161-2003	
Initiated by: Dolly R. Investment Properties.		Staff source: Keith Selman, Planning Director Cynthia Collazo, Asst. City Manager
Prior action: None		
BACKGROUND Council District: I - Alfredo Agredano Proposed use: Commercial (a Wal-Mart) Site: The site is currently vacant and undeveloped. Surrounding land uses: The area north and east of the site is vacant and undeveloped. Zapata Hwy., Amistad Housing, Laredo Ready Mix, HSI Services and Fleetwood Homes lay to the west, while a youth treatment center and several large residential areas lay to the south. Comprehensive Plan: The Future Land Use Map recognizes this area as Retail/Office and Low Density Residential. Transportation Plan: The Long Range Thoroughfare Plan identifies Hwy. 83 as Major Arterial and a Truck Route. Letters sent to surrounding property owners: 4 In Favor: 4 Opposed: 0		
STAFF COMMENTS The proposed zone change is appropriate at this location. The change is primarily consistent with the Comprehensive Plan's designation for this area, the surrounding zoning and the evident trend towards highly commercial uses along Highway 83. La Pita Mangana Road buffers the residential uses in the vicinity from the proposed commercial use; and the site also meets the B-3 location requirement which stipulates that B-3 zoned areas be located primarily along minor or principal arterial streets, as classified by the Transportation Plan of the City of Laredo.		
P&Z COMMISSION RECOMMENDATION: The P & Z Commission, in a 9 to 0 vote, recommended approval of the zone change.		STAFF RECOMMENDATION: Staff <u>supports</u> the proposed zone change.

COUNCIL COMMUNICATION

IMPACT ANALYSIS

B-3 (Community Business District): The purpose of the B-3 District is to provide for those businesses and services serving a trade area larger than a neighborhood, but smaller than the entire city and located primarily along minor or principal arterial streets, as classified in the Transportation Plan of the City of Laredo. It is intended for this zoning classification to exist primarily abutting minor or principal arterial streets while preserving established residential neighborhoods along such streets.

Is this change contrary to the established land use pattern?

No, the established land use pattern along this corridor is highly commercial.

Would this change create an isolated zoning district unrelated to surrounding districts?

No, the adjoining zoning districts are AG, B-3, B-4.

Will change adversely influence living conditions in the neighborhood?

N/A.

Are there substantial reasons why the property can not be used in accord with existing zoning?

No, although the proposed zoning allows for uses more compatible to the surrounding uses.

CITY OF LAREDO ORDINANCE NO.

AMENDING THE ZONING ORDINANCE (MAP) OF THE CITY OF LAREDO BY 34.28 ACRES, AS FURTHER DESCRIBED BY METES AND BOUNDS IN ATTACHED EXHIBIT "A", LOCATED EAST OF HWY. 83 AND NORTH OF LA PITA-MANGANA ROAD, FROM AG (AGRICULTURAL DISTRICT) TO B-3 (COMMUNITY BUSINESS DISTRICT); PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

WHEREAS, a zone change has been requested by the owners of 34.28 acres, as further described by metes and bounds in attached Exhibit "A", located east of Hwy. 83 and north of La Pita-Mangana Road, from AG (Agricultural District) to B-3 (Community Business District); and,

WHEREAS, the required written notices were sent to surrounding property owners at least ten (10) days before the public hearing held before the Planning and Zoning Commission on January 22, 2004; and,

WHEREAS, the Planning and Zoning Commission, after a public hearing, has recommended **approval** of the proposed zone change; and,

WHEREAS, notice of the zone change request was advertised in the newspaper at least fifteen (15) days prior to the public hearing held before the City of Laredo City Council on this matter; and,

WHEREAS, the City Council has held a public hearing on February 17, 2004, on the request and finds the zone change appropriate and consistent with the General Plan of the City of Laredo; and,

WHEREAS, the City Council does not consider the impact, if any, of private covenants and deed restrictions on the subject property with the adoption of this ordinance; and,

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The Zoning Map of the City of Laredo be and is hereby amended by rezoning 34.28 acres, as further described by metes and bounds in attached Exhibit "A", located east of Hwy. 83 and north of La Pita-Mangana Road, from AG (Agricultural District) to B-3 (Community Business District).

Section 2: This ordinance shall be published in a manner provided by Section 2.09 (D) of the Charter of the City of Laredo.

Section 3: This ordinance shall become effective as and from the date of publication specified in Section 2.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS THE _____ DAY OF _____, 2004.

ELIZABETH G. FLORES
MAYOR

ATTEST:

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:
JAIME FLORES
CITY ATTORNEY



BY ANTHONY C. MCGETTRICK
ASSISTANT CITY ATTORNEY

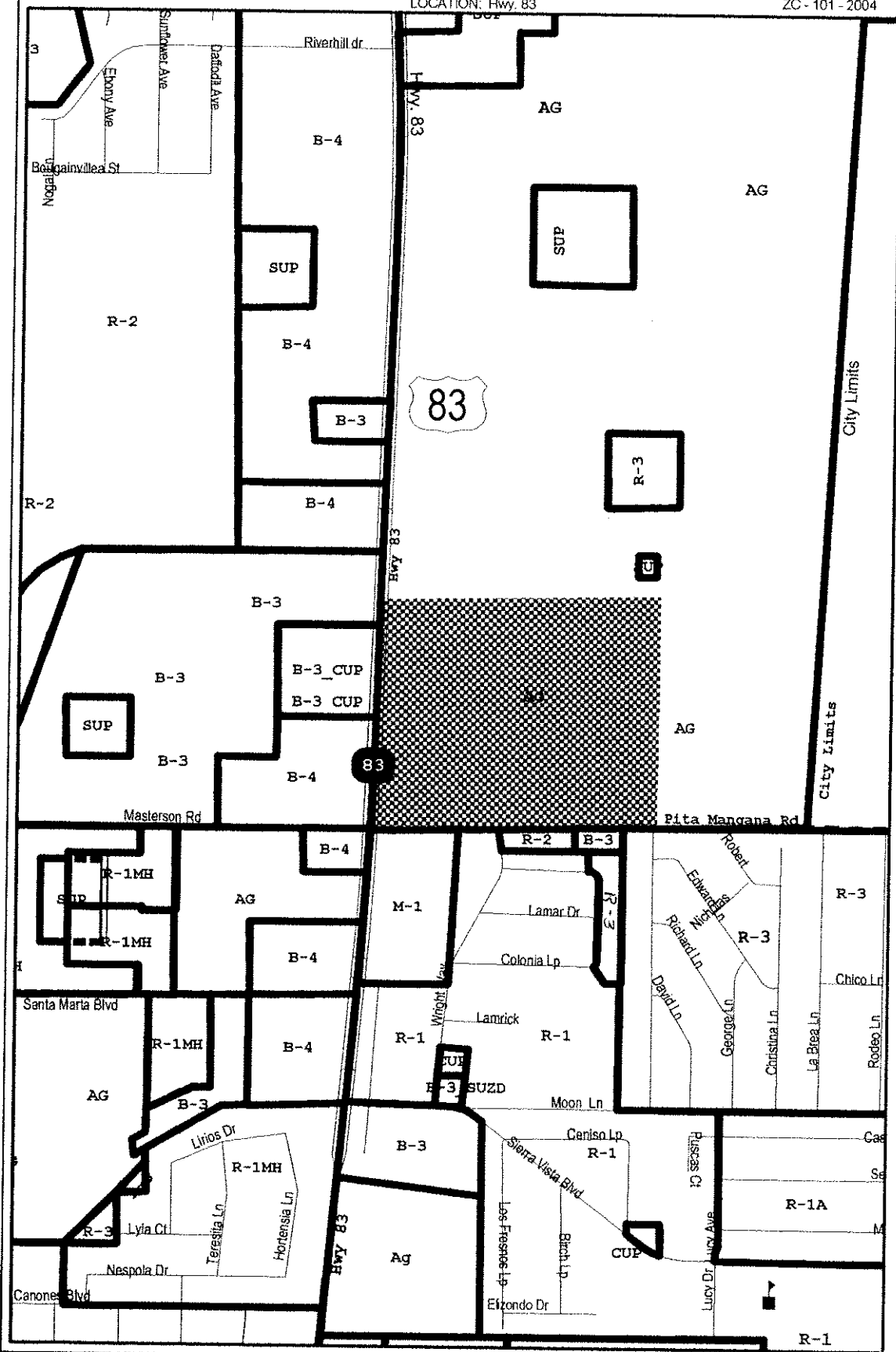
Rezone from AG (Agricultural District)
To B-3 (Community Business District)

City of Laredo
Planning Department
Feet

ZC-101-2004

700

LOCATION: Hwy. 83



City of Laredo
Zoning Map



M.D.S. Land Surveying Company, INC.

Boundary ♦ Topographic ♦ Construction
121 S. Pecan Street ♦ Boerne, Texas 78006
Phone 830-249-9188 ♦ Fax 830-249-9280

Field Notes for a 34.28 Acre Tract of Land (1493221 Square Feet)

BEING a 34.28 acre tract of land out of the R. H. Rains Survey No. 2149, Abstract No. 594, Webb County, Texas, said 34.28 acre tract being a portion of that certain 406.74 acre tract conveyed to Dolly R. Investment Properties by deed recorded in volume 1027, pages 538-543, Official Records, Webb County, Texas, said 34.28 acre tract being more particularly described by metes and bounds as follows:

BEGINNING at a 5/8" steel rod set at the intersection of the north right-of-way line of La Pita-Mangana Road (55.56' right-of-way recorded in volume 672, pages 11-19, Official Records, Webb County, Texas), with the east right-of-way line of State Highway No. 83, said point being North 01 degrees 36 minutes 45 seconds East, a distance of 27.79 feet from the southwest corner of the aforesaid 406.74 acre tract;

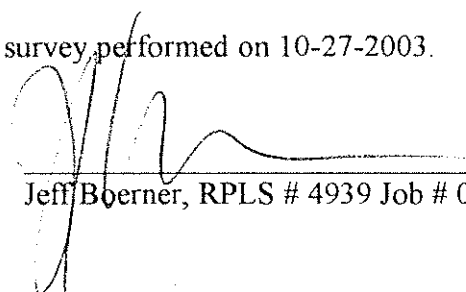
THENCE, along the east right-of-way line of State Highway No. 83, the west boundary line of the aforesaid 406.74 acre tract, North 01 degrees 36 minutes 45 seconds East, a distance of 1095.71 feet (North 02 degrees 00 minutes 55 seconds East, record) to a 5/8" steel rod set for corner;

THENCE, departing the east right-of-way line of State Highway No. 83, severing the aforesaid 406.74 acre tract, North 88 degrees 07 minutes 05 seconds East, a distance of 1312.84 feet (no record) to a 5/8" steel rod set for corner;

THENCE, South 01 degrees 52 minutes 55 seconds East, a distance of 1123.94 feet to a 5/8" steel rod set for corner in the north right-of-way line of La Pita-Mangana Road;

THENCE, along the north right-of-way line of La Pita-Mangana Road, South 89 degrees 22 minutes 28 seconds West, a distance of 1379.96 feet (South 89 degrees 22 minutes 44 seconds West, record) to the PLACE OF BEGINNING and containing 1493221 square feet or 34.28 acres.

Note: This description is based on an on the ground survey performed on 10-27-2003.


Jeff Boerner, RPLS # 4939 Job # 03-2425

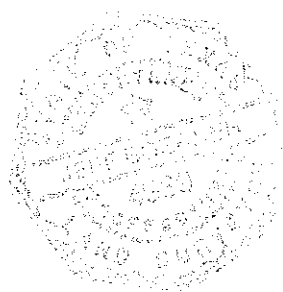
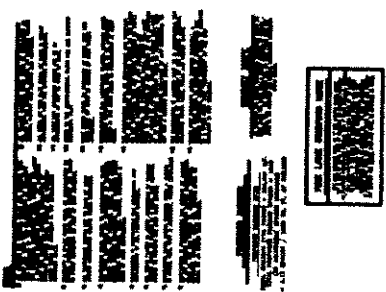


EXHIBIT "A"





ZC-101-2003

COUNCIL COMMUNICATION

Date: 02/17/04	SUBJECT: PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 20.82 acres, as further described by metes and bounds in attached Exhibit "A", located west of Hwy. 83, from R-1 (Single Family Residential District) to M-1 (Light Manufacturing District); providing for publication and effective date. The Planning and Zoning Commission has recommended denial of the proposed zone change. ZC-103-2003	
Initiated by: Cristobal Rodriguez		Staff source: Keith Selman, Planning Director Cynthia Collazo, Asst. City Manager
Prior action: None		
BACKGROUND <p>Council District: III – John C. Galo</p> <p>Proposed use: Commercial (possibly a flea-market, a bingo, and assorted retail and office uses)</p> <p>Site: The site is currently occupied by two large open sheds and one warehouse type building.</p> <p>Surrounding land uses: The area is surrounded by vacant and undeveloped land.</p> <p>Comprehensive Plan: The Future Land Use Map recognizes this area as Retail/Office and possibly Low Density Residential.</p> <p>Transportation Plan: The Long Range Thoroughfare Plan identifies Hwy. 83 as Major Arterial and a Truck Route.</p> <p>Letters sent to surrounding property owners: 2 In Favor: 0 Opposed: 1</p>		
STAFF COMMENTS <p>The proposed zone change is inappropriate at this location. The change is inconsistent with this area's Comprehensive Plan designation, the surrounding zoning and trend towards residential uses as evidenced by the recently approved San Rafael masterplan located immediately west of the site (See Exhibit B). With the exception of the flea-market, all proposed uses could be accommodated by a B-4 designation. The flea-market would require a Special Use Permit if located in any district other than an M-1.</p> <p>Note: The Special Use Permit prohibits a flea market from adjoining any residential zoning district.</p>		
P&Z COMMISSION RECOMMENDATION: The P & Z Commission, in an 8 to 1 vote, recommended denial of the zone change.		STAFF RECOMMENDATION: Staff <u>does not support</u> the proposed zone change.

COUNCIL COMMUNICATION

IMPACT ANALYSIS

M-1 (Light Manufacturing District): The purpose of the M-1 is to encourage the development of manufacturing and wholesale business establishments which are clean, quiet and free of hazardous or objectionable elements such as noise, odor, dust, smoke or glare. Research activities are encouraged. This district is further designed to act as a transitional use between heavy industrial uses and other less intense and residential uses.

Is this change contrary to the established land use pattern?

Although the site is currently surrounded by vacant and undeveloped land, the recently approved San Rafael masterplan shows residential uses directly to the west.

Would this change create an isolated zoning district unrelated to surrounding districts?

Yes, the site is surrounded by R-1 zoning.

Will change adversely influence living conditions in the neighborhood?

N/A.

Are there substantial reasons why the property can not be used in accord with existing zoning?

No the current uses allows for sufficient uses compatible to the surrounding uses.

CITY OF LAREDO ORDINANCE NO.

AMENDING THE ZONING ORDINANCE (MAP) OF THE CITY OF LAREDO BY 20.82 ACRES, AS FURTHER DESCRIBED BY METES AND BOUNDS IN ATTACHED EXHIBIT "A", LOCATED ~~WEST~~ EAST OF HWY. 83, FROM R-1 (SINGLE FAMILY RESIDENTIAL DISTRICT) TO M-1 (LIGHT MANUFACTURING DISTRICT); PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

WHEREAS, a zone change has been requested by the owners of 20.82 acres, as further described by metes and bounds in attached Exhibit "A", located east of Hwy. 83, from R-1 (Single Family Residential District) to M-1 (Light Manufacturing District); and,

WHEREAS, the required written notices were sent to surrounding property owners at least ten (10) days before the public hearing held before the Planning and Zoning Commission on January 22, 2004; and,

WHEREAS, the Planning and Zoning Commission, after a public hearing, has recommended **denial** of the proposed zone change; and,

WHEREAS, notice of the zone change request was advertised in the newspaper at least fifteen (15) days prior to the public hearing held before the City of Laredo City Council on this matter; and,

WHEREAS, the City Council has held a public hearing on February 17, 2004, on the request and finds the zone change appropriate and consistent with the General Plan of the City of Laredo; and,

WHEREAS, the City Council does not consider the impact, if any, of private covenants and deed restrictions on the subject property with the adoption of this ordinance; and,

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The Zoning Map of the City of Laredo be and is hereby amended by rezoning 20.82 acres, as further described by metes and bounds in attached Exhibit "A", located east of Hwy. 83, from R-1 (Single Family Residential District) to M-1 (Light Manufacturing District).

Section 2: This ordinance shall be published in a manner provided by Section 2.09 (D) of the Charter of the City of Laredo.

Section 3: This ordinance shall become effective as and from the date of publication specified in Section 2.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS THE _____ DAY OF _____, 2004.

ELIZABETH G. FLORES
MAYOR

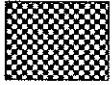
ATTEST:

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:
JAIME FLORES
CITY ATTORNEY



BY: ANTHONY C. MCGETTRICK
ASSISTANT CITY ATTORNEY



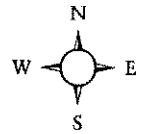
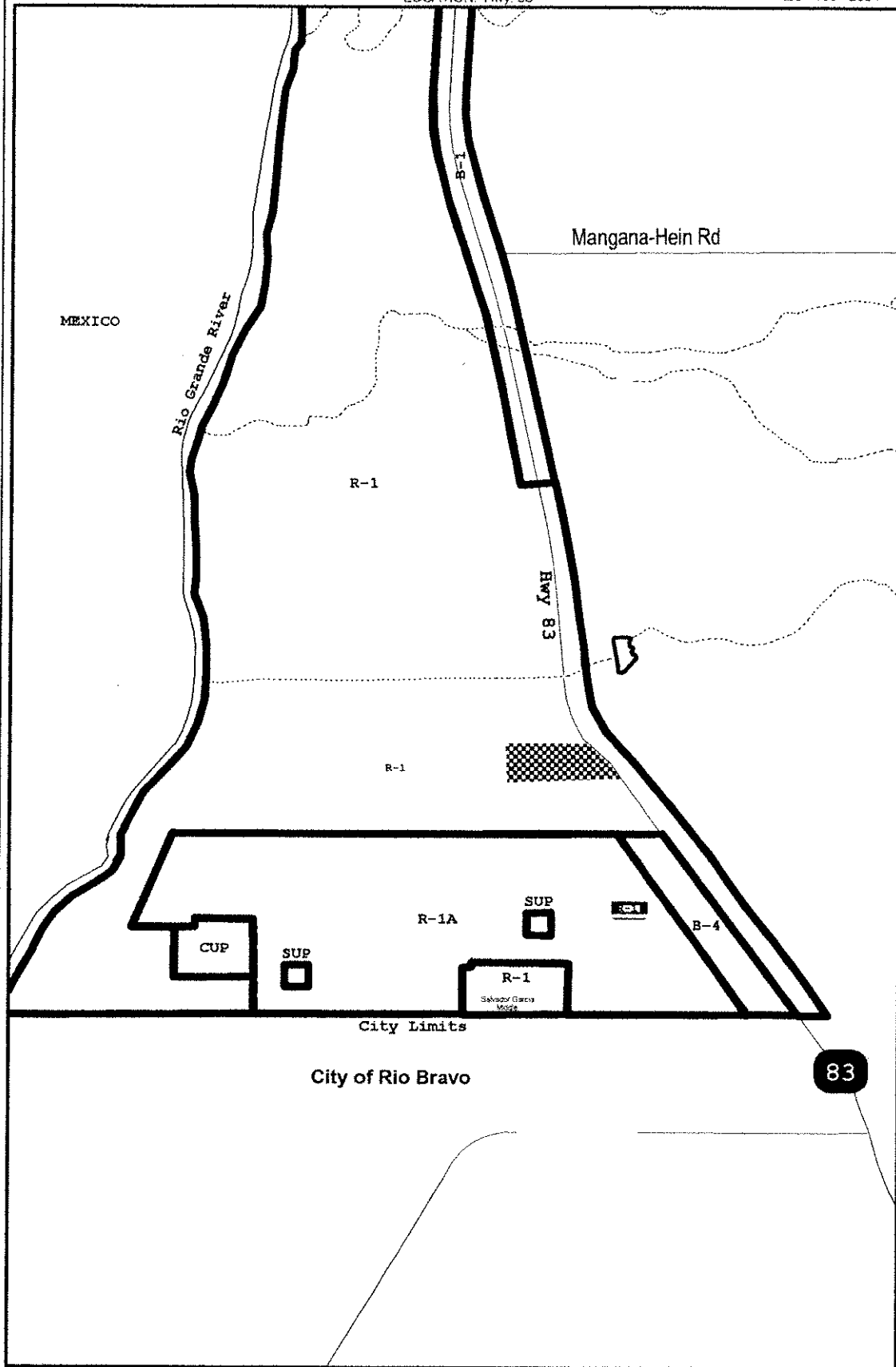
Rezone from R-1 (Single Family Residential District)
To M-1 (Light Manufacturing District)

City of Laredo
Planning Department
Feet

LOCATION: Hwy. 83

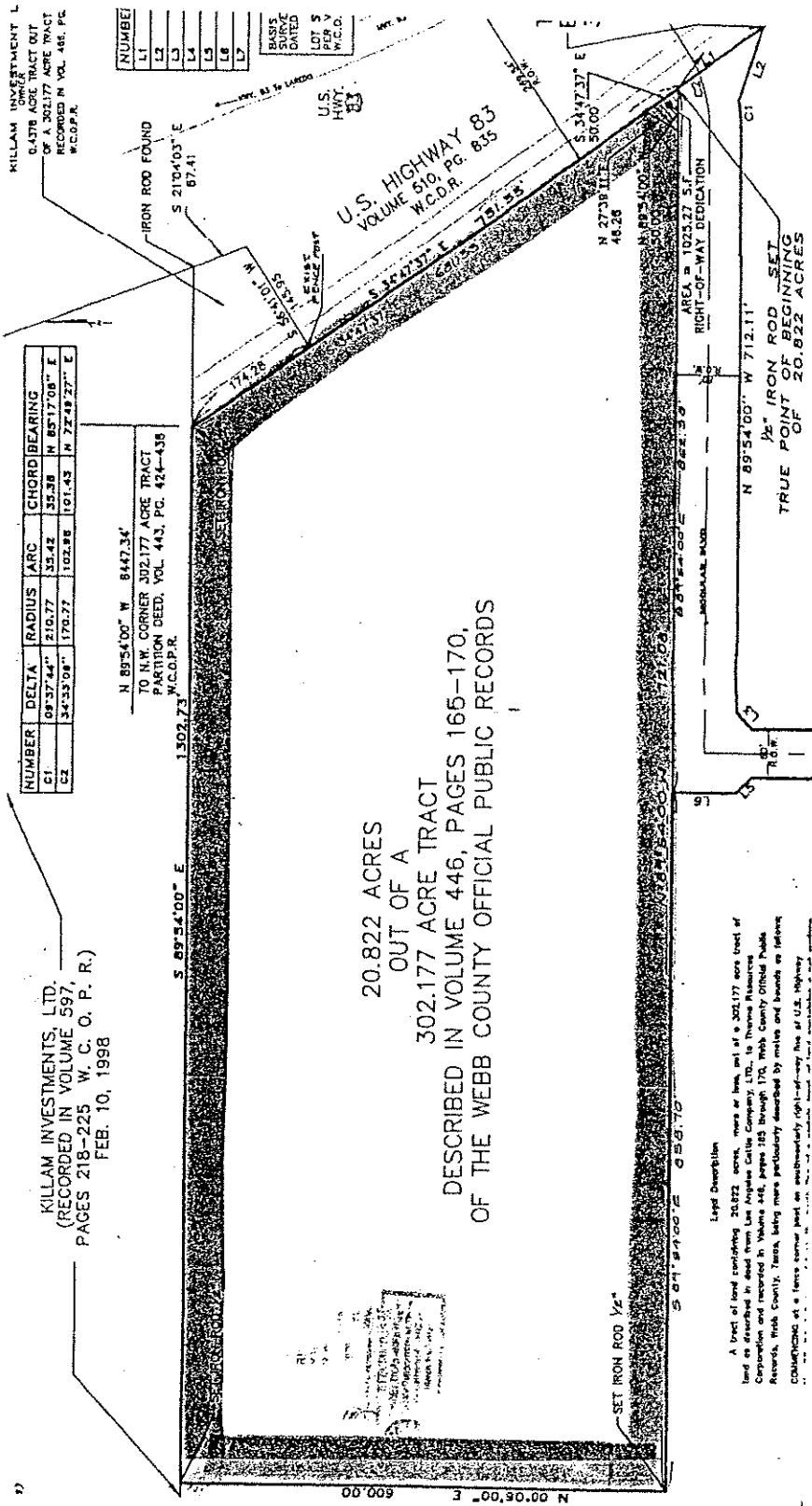
ZC - 103 - 2004

2000



City of Laredo
Zoning Map





KILLAM INVESTMENT L
0.478 ACRE TRACT OUT
OF A 302.177 ACRE TRACT
RECORDED IN VOL. 486, PG.
W.C.O.P.R.

NUMBER	DELTA	RADIUS	ARC	CHORD BEARING
C1	08°37'44"	210.77	33.42	N 85°17'08" E
C2	34°33'08"	170.77	102.86	N 72°49'27" E

N 89°54'00" W 8447.34'
TO N.W. CORNER 302.177 ACRE TRACT
PARTITION DEED, VOL. 443, PG. 424-439
W.C.O.P.R.

NUMBER	LOT	PER V	W.C.O.
L1			
L2			
L3			
L4			
L5			
L6			
L7			

NUMBER	LOT	PER V	W.C.O.
L1			
L2			
L3			
L4			
L5			
L6			
L7			

20.822 ACRES
OUT OF A
302.177 ACRE TRACT
DESCRIBED IN VOLUME 446, PAGES 165-170,
OF THE WEBB COUNTY OFFICIAL PUBLIC RECORDS

Legal Description
A tract of land containing 20.822 acres, more or less, and of a 302.177 acre tract of
land as described in deed from Lee Angeles Cattle Company, LTD., to Thomas H. Moore
Corporation and recorded in Volume 446, pages 165 through 170, Webb County Official Public
Records, Webb County, Texas, being more particularly described by metes and bounds as follows:
COMMENCING at a fence corner post on southeasterly (SE) 1/4 of Sec. 16, T. 10N., R. 10E.,
S. 21° 34' 00" E. 856.70

Recorded
NOV. 20, 2003 AT 09:59AM

EXHIBIT A

Signed: JG
MARGIE R. IBARRA
COUNTY CLERK

Description of Land

Fee Amount: \$10.00
A tract of land containing 20.822 acres, more or less, out of a 302.177 acre tract of land as described in deed from Los Angeles Cattle Company, LTD., to Thermo Resources Corporation and recorded in Volume 446, pages 165 through 170, Webb County Official Public Records, Webb County, Texas, this 20.822 acres being more particularly described by metes and bounds as follows:

COMMENCING at a fence corner post on southwesterly right-of-way line of U.S. Highway No. 83, this being a point on the north line of a certain tract of land containing a net surface area of 664.03 acres and conveyed to Octavio Salinas, Roberto Salinas, Rogelio Salinas and Raymundo O. Salinas by deed executed by Horace Eugene McKendrick and wife, Annie Pearl McKendrick dated July 7, 1973 and recorded in Volume 439, pages 482-487 of the Webb County Deed Records, this fence corner post also called to be on the occupied and recognized north line of Porcion 46 and south line of Porcion 45;

THENCE: N 34° 47' 37" W, along the Southwesterly right-of-way line of U.S. Highway 83 a distance of 1394.80 feet to an iron rod set for the most southeast corner of this tract and the TRUE POINT OF BEGINNING;

THENCE: N 89° 54' 00" W, along a line 600 feet south and parallel to the North line of the aforementioned 302.177 acre tract, a distance of 1,721.08 feet to an iron rod set for the southwest corner of this tract;

THENCE: N 00° 06' 00" E, along the west line of this tract, a distance of 600.00 feet to an iron rod set in the north line of said 302.177 acre tract for the northwest corner of this tract;

THENCE: S 89° 54' 00" E, along the north line of this tract and the north line of said 302.177 acre tract a distance of 1302.73 feet to an iron rod set for the northeast corner of this tract;

THENCE: S 34° 47' 37" E, along the east line of this tract at a distance of 174.28 feet to an existing fence corner on the westerly right-of-way line of U.S. Highway 83, continuing along said westerly right-of-way line of U.S. Highway 83 for a total distance of 731.33 feet to return to and close at the true point of beginning of this tract of land containing 20.822 acres, more or less.

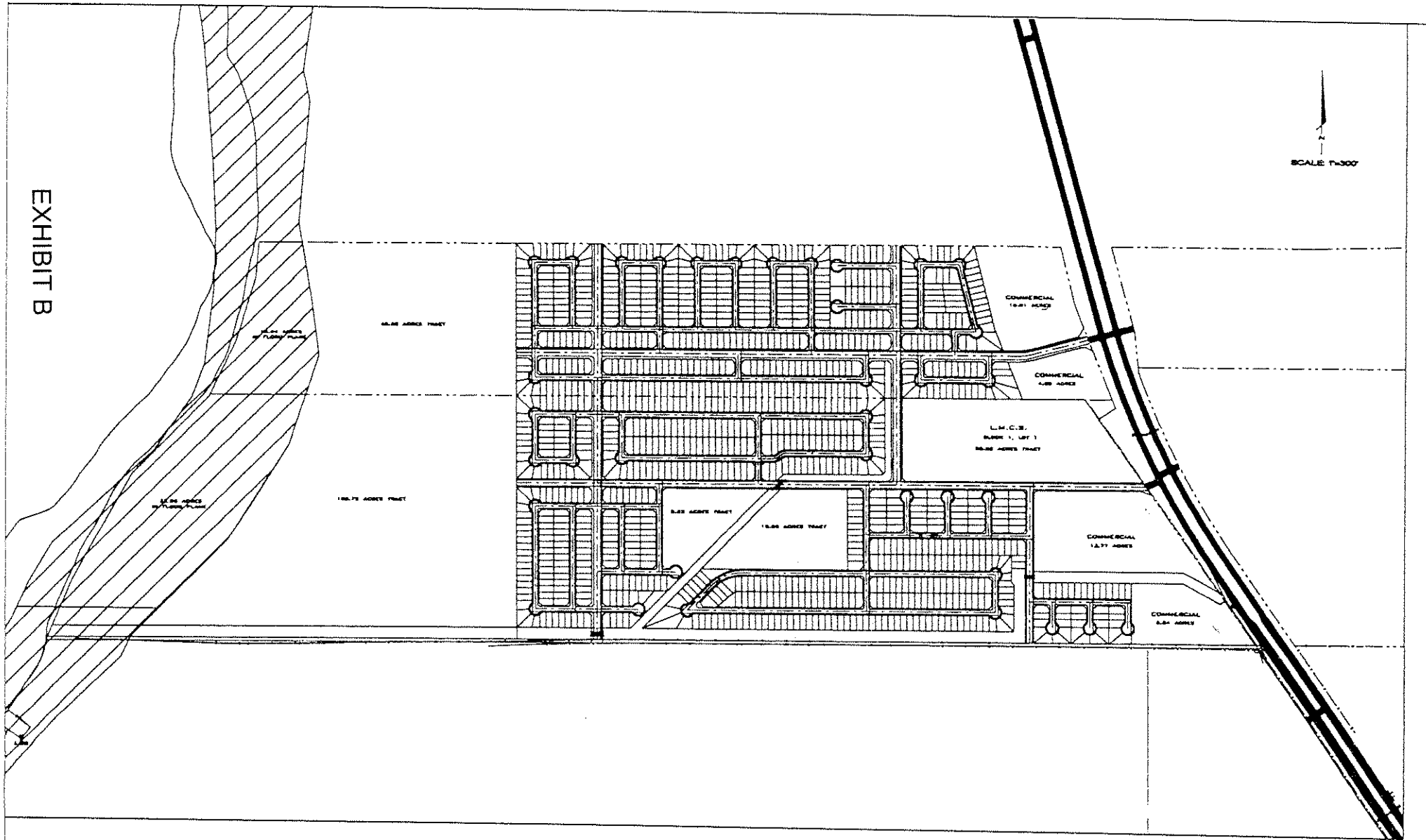
Being of bearing for this Legal Description is the survey dated 23 April 1996, done by A.J. Medina R.P.L.S. License Number 3418

RECORDER'S MEMORANDUM: ALL OR PARTS OF
THE TEXT ON THIS PAGE WAS NOT CLEARLY
LEGIBLE FOR SATISFACTORY RECORDATION.

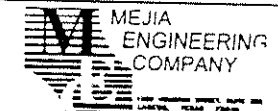
EXHIBIT "A"

1497
579

EXHIBIT B

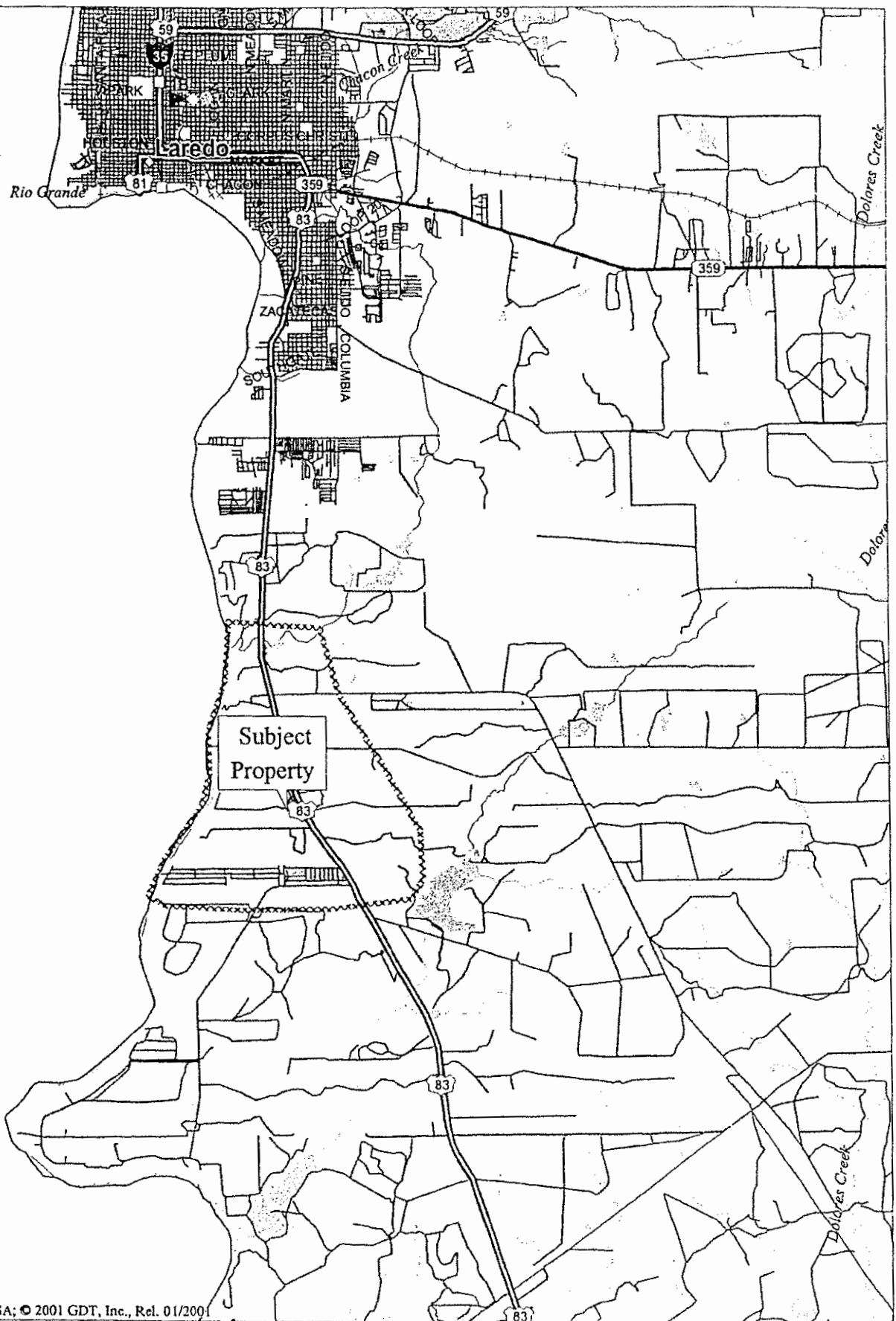


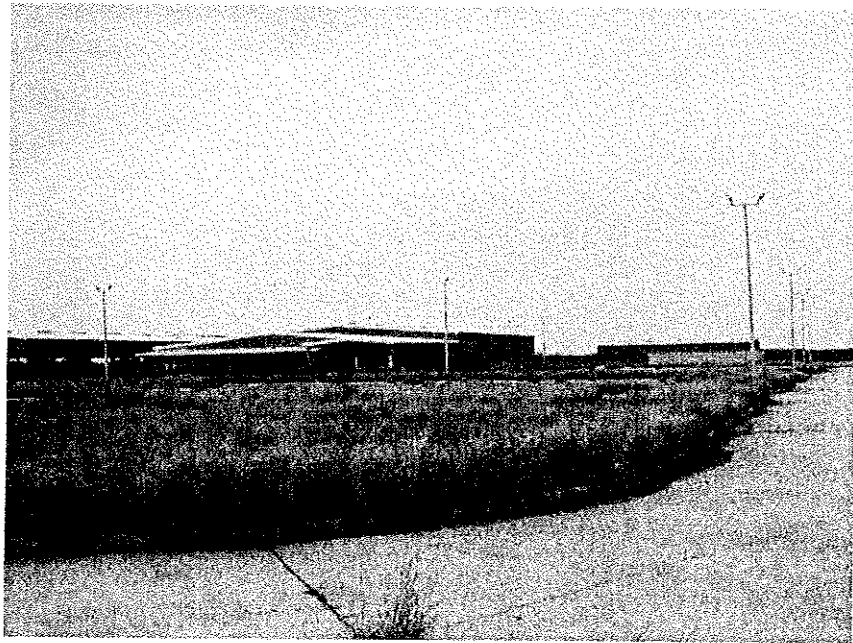
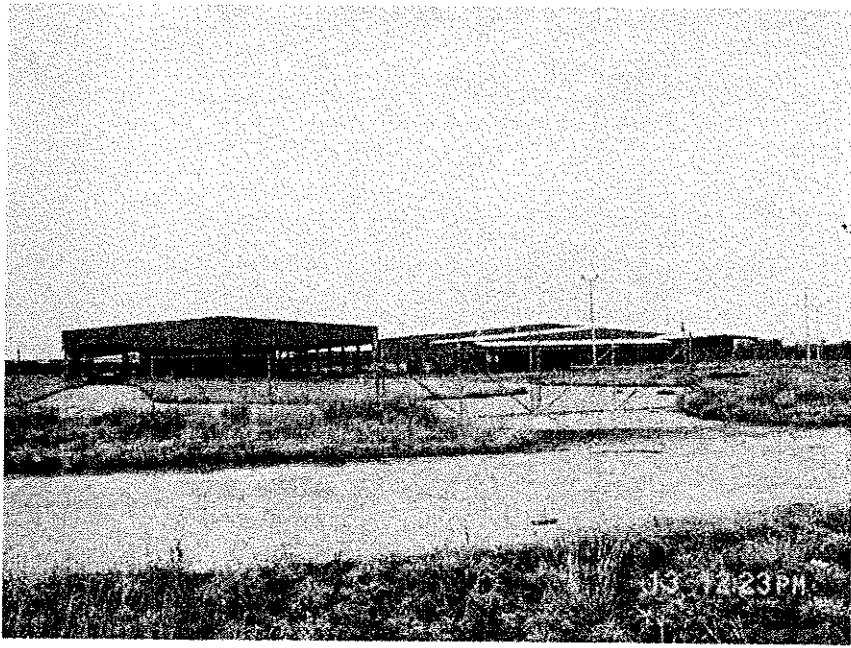
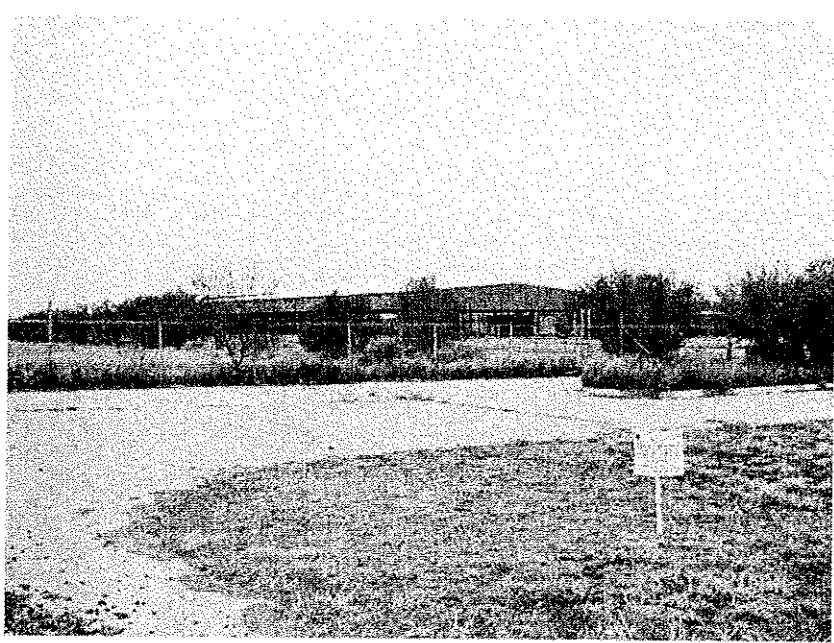
SAN RAFAEL ONE SUBDIVISION MASTER PLAN



DESIGNED BY:	JCH
CHECKED BY:	CVM
APPROVED BY:	CVM
DATE:	NOVEMBER 2013
SCALE:	1"=300'
SHEET:	1 OF 1

Neighborhood Map





ZC-103-2003

COUNCIL COMMUNICATION

Date: 02/17/04	SUBJECT: PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 148.66 acres, as further described by metes and bounds in attached Exhibit "A", located south of Concord Hills Blvd., from R-1 (Single Family Residential District) to R-1A (Single Family Reduced Area District); providing for publication and effective date. The Planning and Zoning Commission has recommended approval of the proposed zone change. ZC-104-2003	
Initiated by: Vaquillas Development Ltd.		Staff source: Keith Selman, Planning Director Cynthia Collazo, Asst. City Manager
Prior action: None		
BACKGROUND Council District: II - Hector J. Garcia Proposed use: Residential Site: The site is currently vacant and undeveloped. Surrounding land uses: The site is surrounded by vacant and undeveloped land with the exception of Concord Hills Phase VIII north of the site. Comprehensive Plan: The Future Land Use Map recognizes this area as Medium and Low Density Residential and Park/Recreational Open Space. Transportation Plan: The Long Range Thoroughfare Plan identifies Hwy. 359 as a Super Street at this location. Letters sent to surrounding property owners: 11 In Favor: 0 Opposed: 0		
STAFF COMMENTS The proposed zone change is appropriate at this location. The intended R-1A designation is consistent with the Comprehensive Plan, the surrounding land uses and zoning districts.		
P&Z COMMISSION RECOMMENDATION: The P & Z Commission, in an 8 to 0 vote, recommended approval of the zone change.		STAFF RECOMMENDATION: Staff <u>supports</u> the proposed zone change.

COUNCIL COMMUNICATION

IMPACT ANALYSIS

R-1A (Single Family Reduced Area District): The purpose of the R-1A District is to provide for residential uses and those public uses normally considered an integral part of the residential neighborhood they serve. In addition, this district provides for the subdivision of single family residential lots with a minimum of 4500 square feet.

Is this change contrary to the established land use pattern?

The only established land use pattern in the area is to the north of the site, and consists of mainly single family residences.

Would this change create an isolated zoning district unrelated to surrounding districts?

Yes, the adjoining zoning districts are AG, M-1, R-1A, and R-1 with the City limits at the site's southern border.

Will change adversely influence living conditions in the neighborhood?

N/A

Are there substantial reasons why the property can not be used in accord with existing zoning?

No, the current zoning allows for sufficient uses compatible with the surrounding area.

CITY OF LAREDO ORDINANCE NO.

AMENDING THE ZONING ORDINANCE (MAP) OF THE CITY OF LAREDO BY 148.66 ACRES, AS FURTHER DESCRIBED BY METES AND BOUNDS IN ATTACHED EXHIBIT "A", LOCATED SOUTH OF CONCORD HILLS BLVD., FROM R-1 (SINGLE FAMILY RESIDENTIAL DISTRICT) TO R-1A (SINGLE FAMILY REDUCED AREA DISTRICT); PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

WHEREAS, a zone change has been requested by the owners of 148.66 acres, as further described by metes and bounds in attached Exhibit "A", located south of Concord Hills Blvd., from R-1 (Single Family Residential District) to R-1A (Single Family Reduced Area District); and,

WHEREAS, the required written notices were sent to surrounding property owners at least ten (10) days before the public hearing held before the Planning and Zoning Commission on January 22, 2004; and,

WHEREAS, the Planning and Zoning Commission, after a public hearing, has recommended **approval** of the proposed zone change; and,

WHEREAS, notice of the zone change request was advertised in the newspaper at least fifteen (15) days prior to the public hearing held before the City of Laredo City Council on this matter; and,

WHEREAS, the City Council has held a public hearing on February 17, 2004, on the request and finds the zone change appropriate and consistent with the General Plan of the City of Laredo; and,

WHEREAS, the City Council does not consider the impact, if any, of private covenants and deed restrictions on the subject property with the adoption of this ordinance; and,

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The Zoning Map of the City of Laredo be and is hereby amended by rezoning 148.66 acres, as further described by metes and bounds in attached Exhibit "A", located south of Concord Hills Blvd., from R-1 (Single Family Residential District) to R-1A (Single Family Reduced Area District).

Section 2: This ordinance shall be published in a manner provided by Section 2.09 (D) of the Charter of the City of Laredo.

Section 3: This ordinance shall become effective as and from the date of publication specified in Section 2.

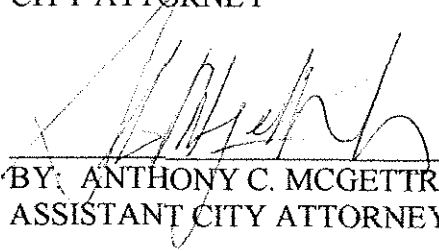
PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS THE _____ DAY OF _____, 2004.

ELIZABETH G. FLORES
MAYOR

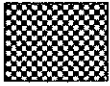
ATTEST:

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:
JAIME FLORES
CITY ATTORNEY



BY: ANTHONY C. MCGETTRICK
ASSISTANT CITY ATTORNEY



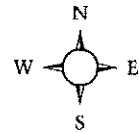
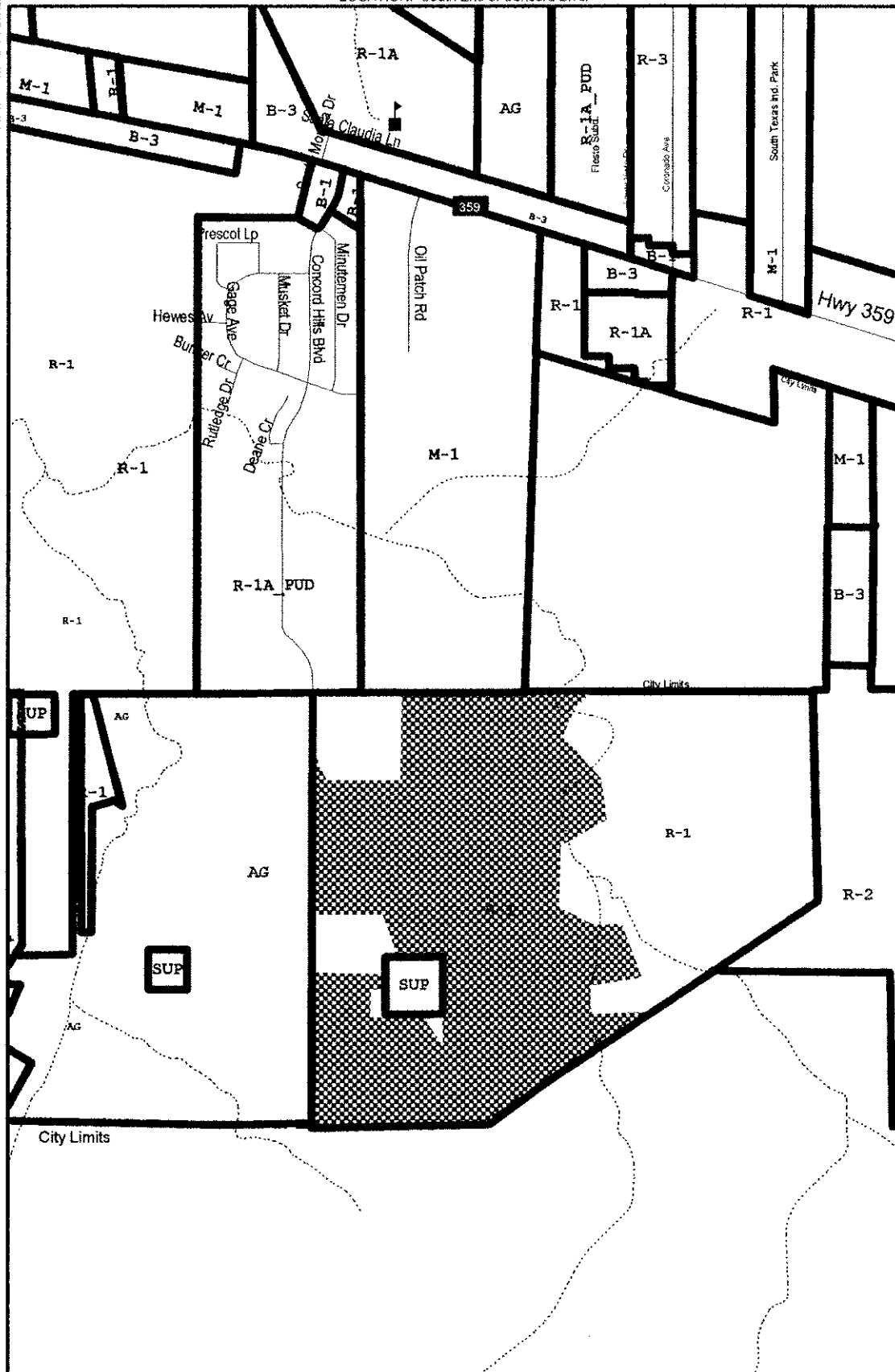
**Rezone from R-1 (Single Family Residential District)
To R-1A (Single Family Reduced Area District)**

City of Laredo
Planning Department
Feet

LOCATION: South End of Concord Blvd.

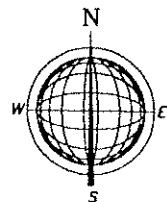
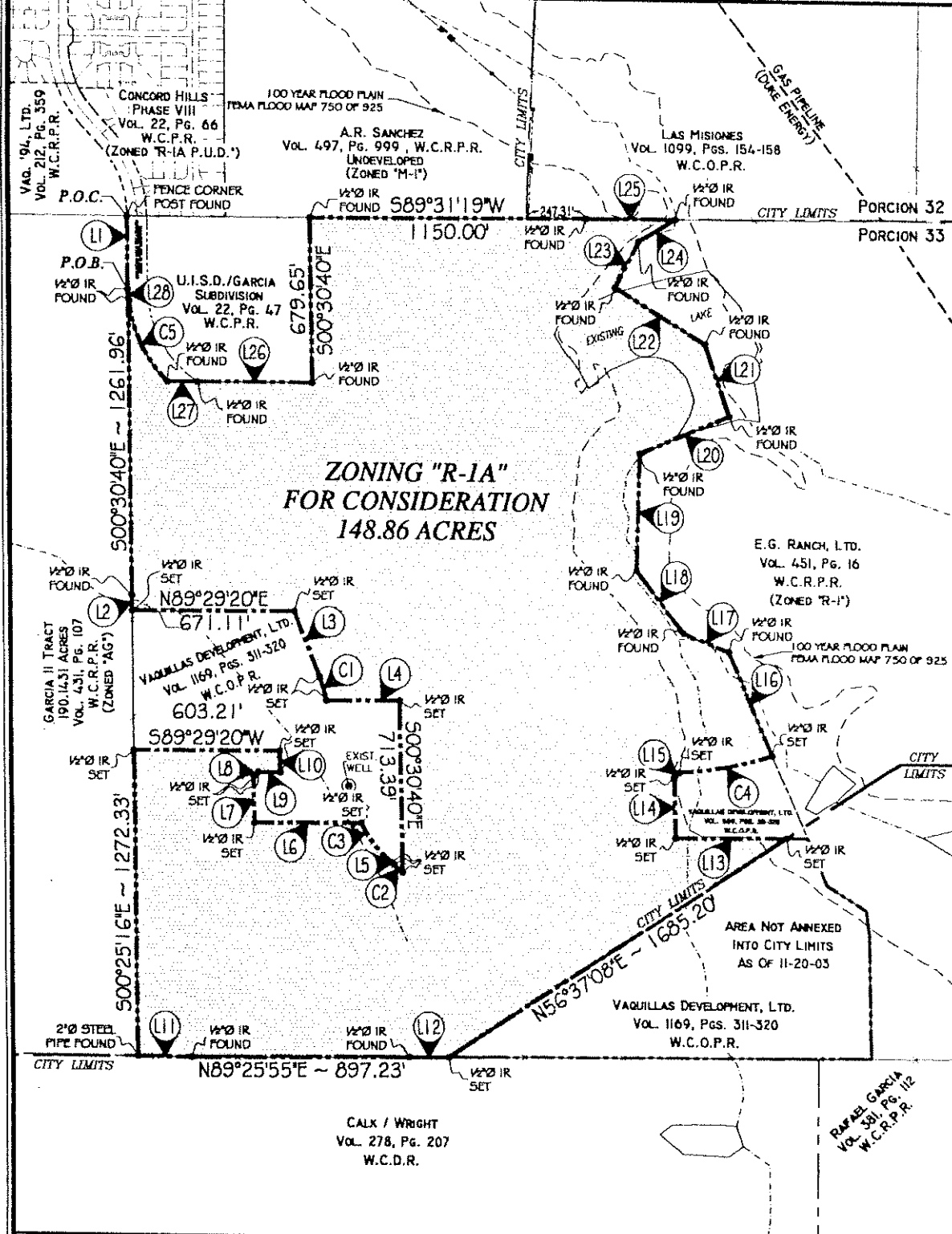
ZC - 104 - 2004

1200



**City of Laredo
Zoning Map**





SCALE 1" = 500'

Sheet 1 of 2

12/23/03

Survey Of 148.86 Acres Out Of The
Vaquillas Development, Ltd. 189.07 Acre Tract
Recorded In Volume 1169, Pages 311-320,
W.C.O.P.R. For Zoning R1-A Consideration



CRANE ENGINEERING, INC.

5810 SAN BERNARDO AVE.
LAREDO, TX 78041

SUITE 380
956-712-1000

IN ASSOCIATION WITH

FLETES SURVEY COMPANY

Ruben Fletes, R.P.L.S.

2005 Corpus Christi St. Laredo, Texas 78040
(956) 724-8423

File: 189_Zoning_Surveys.dwg

LINE DATA

LINE#	LENGTH	BEARING
L1	299.99'	S 00°30'40" E
L2	64.16'	S 00°25'16" E
L3	287.74'	S 20°51'17" E
L4	303.66'	N 89°29'20" E
L5	13.29'	N 50°45'56" W
L6	440.85'	S 89°29'20" W
L7	190.00'	N 00°30'40" W
L8	28.28'	N 44°29'20" E
L9	90.00'	N 89°29'20" E
L10	90.00'	N 00°30'40" W
L11	222.80'	S 89°34'34" E
L12	166.18'	N 89°19'57" E
L13	459.86'	S 89°29'20" W
L14	251.17'	N 00°30'40" W

LINE DATA

LINE#	LENGTH	BEARING
L15	28.92'	N 43°11'26" E
L16	464.50'	N 22°44'02" W
L17	200.00'	N 68°14'48" W
L18	322.02'	N 36°29'46" W
L19	483.37'	N 01°54'53" E
L20	399.04'	N 66°43'38" E
L21	317.87'	N 18°21'39" W
L22	430.61'	N 58°19'54" W
L23	212.22'	N 27°00'43" E
L24	177.22'	N 58°38'49" E
L25	367.40'	S 89°44'13" W
L26	474.38'	S 89°44'44" W
L27	124.28'	S 89°29'20" W
L28	46.05'	N 05°23'09" W

CURVE DATA

CURVE #	RADIUS	ANGLE	TANGENT	CURVE LENGTH	CHORD LENGTH	CHORD BEARING
C1	660.00'	08°39'58"	50.01'	99.83'	99.73'	S16°31'18"E
C2	540.00'	04°51'13"	22.89'	45.75'	45.73'	N48°20'20"W
C3	460.00'	25°55'33"	105.89'	208.15'	206.37'	N37°48'10"W
C4	1545.00'	14°41'06"	199.09'	395.99'	394.91'	N79°10'44"E
C5	540.00'	39°47'59"	195.48'	375.10'	367.61'	N25°17'08"W

BASIS OF BEARINGS:

CONCORD HILLS COMMUNITY
PHASE X - P.U.D.

PLAT RECORDED IN

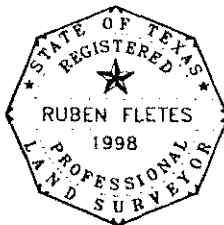
VOLUME 21, PAGE 48 W.C.P.R.

SUBJECT IS PARTLY LOCATED IN
SPECIAL FLOOD HAZARD AREA
ACCORDING TO FIRM MAP.

COMMUNITY-PANEL NUMBER
481059-0750B
MAY 17, 1982

CERTIFICATE OF SURVEYOR

I, THE UNDERSIGNED A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF TEXAS, HEREBY CERTIFY THAT THIS SURVEY IS TRUE AND WAS PREPARED FROM AN ACTUAL SURVEY OF THE PROPERTY MADE UNDER MY SUPERVISION, ON THE GROUND, THAT THE CORNER MONUMENTS SHOWN WERE PROPERLY PLACED OR LOCATED UNDER MY SUPERVISION.



Ruben Fletes

RUBEN FLETES, R.P.L.S. No. 1998

12-23-03

DATE

Sheet 2 of 2

12/23/03

Survey Of 148.86 Acres Out Of The
Vaquillas Development, Ltd. 189.07 Acre Tract
Recorded In Volume 1169, Pages 311-320,
W.C.O.P.R. For Zoning R1-A Consideration



CRANE ENGINEERING, INC.

5810 SAN BERNARDO AVE.
LAREDO, TX 78041

SUITE 380
956-712-1998

IN ASSOCIATION WITH

FLETES SURVEY COMPANY

Ruben Fletes, R.P.L.S.

2005 Corpus Christi St. Laredo, Texas 78040
(956)724-8423

**LEGAL DESCRIPTION
SURVEY OF 148.86 ACRES**

A tract of land containing 148.86 acres, more or less, Laredo, Webb County, Texas, out of a 189 acre tract of land conveyed in a deed to Vaquillas Development, Ltd., and recorded in Volume 1169, Pages 311-320, Webb County Official Public Records; this 148.86 acre tract being more particularly described by metes and bounds as follows:

COMMENCING at an existing fence post being a point along the south boundary line of the Vaq. 94, Ltd. 103.41 acre tract recorded in Volume 212, Page 359, W.C.R.P.R., the northeast corner of the Garcia II 190.1431 acre tract recorded in Volume 431, Page 107, W.C.R.P.R., and the northwest corner of the U.I.S.D./Garcia Subdivision recorded in Volume 22, Page 47, W.C.P.R.;

THENCE S 00° 30' 40" E, along a fence line for the eastern boundary of the Garcia II Tract and the western boundary of the U.I.S.D./Garcia Subdivision, a distance of 299.99 feet to a ½" Ø iron rod found and the **POINT OF BEGINNING** of this 148.86 acre tract;

THENCE S 00° 30' 40" E, along a fence line for the eastern boundary of the Garcia II Tract and the western boundary of the Vaquillas Development, Ltd. Tract, a distance of 1261.96 feet to a ½" Ø iron rod found and point of deflection;

THENCE S 00° 25' 16" E, continuing along a fence line for the eastern boundary of the Garcia II Tract and the western boundary of the Vaquillas Development, Ltd. Tract, a distance of 64.16 feet to a ½" Ø iron rod set for an interior corner hereof and point of deflection;

THENCE N 89° 29' 20" E, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 671.11 feet to a ½" Ø iron rod set for an interior corner hereof and point of deflection;

THENCE S 20° 51' 17" E, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 287.74 feet to a ½" Ø iron rod set for an interior corner hereof and point of deflection;

THENCE along the interior of the Vaquillas Development, Ltd. Tract, along the curve right with a radius of 660.00 feet, a delta angle of 08° 39' 58", a chord bearing of S 16° 31' 18" E, chord length of 99.73 feet, for a total distance along the arc of 99.83 feet, to a ½" Ø iron rod set, for an interior corner hereof and point of deflection;

THENCE N 89° 29' 20" E, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 303.66 feet to a ½" Ø iron rod set for an interior corner hereof and point of deflection;

THENCE S 00° 30' 40" E, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 713.39 feet to a ½" Ø iron rod set for an interior corner hereof and point of deflection;

THENCE along the interior of the Vaquillas Development, Ltd. Tract, along the curve left with a radius of 540.00 feet, a delta angle of 04° 51' 13", a chord bearing of N 48° 20' 20" W, chord length of 45.73 feet, for a total distance along the arc of 45.75 feet, to a ½" Ø iron rod set, for an interior corner hereof and point of deflection;

THENCE N 50° 45' 56" W, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 13.29 feet to a ½" Ø iron rod set for an interior corner hereof and point of deflection;

THENCE along the interior of the Vaquillas Development, Ltd. Tract, along the curve right with a radius of 460.00 feet, a delta angle of 25° 55' 33", a chord bearing of N 37° 48' 10" W, chord length of 206.37 feet, for a total distance along the arc of 208.15 feet, to a ½" Ø iron rod set, for an interior corner hereof and point of deflection;

THENCE S 89° 29' 20" W, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 440.85 feet to a ½" Ø iron rod set for an interior corner hereof and point of deflection;

THENCE N 00° 30' 40" W, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 190.00 feet to a ½" Ø iron rod set for an interior corner hereof and point of deflection;

THENCE N 44° 29' 20" E, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 28.28 feet to a ½" Ø iron rod set for an interior corner hereof and point of deflection;

THENCE N 89° 29' 20" E, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 90.00 feet to a ½" Ø iron rod set for an interior corner hereof and point of deflection;

THENCE N 00° 30' 40" W, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 90.00 feet to a ½" Ø iron rod set for an interior corner hereof and point of deflection;

THENCE S 89° 29' 20" W, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 603.21 feet to a ½" Ø iron rod set, a point being along the eastern boundary of the Garcia II Tract and the western boundary of the Vaquillas Development, Ltd. Tract for an interior corner hereof and point of deflection;

THENCE S 00° 25' 16" E, along a fence line for the eastern boundary of the Garcia II Tract and the western boundary of the Vaquillas Development, Ltd. Tract, a distance of 1272.33 feet to a 2" Ø steel pipe found, a point being the southeast corner of the Garcia II Tract, along the northern boundary of the Calk/Wright Tract recorded in Volume 278, Page 207, W.C.D.R., and the southwest corner of the Vaquillas Development, Ltd. Tract, for the southwest exterior corner hereof and point of deflection;

THENCE S 89° 34' 34" E, along the northern boundary of the Calk/Wright Tract and the southern boundary of the Vaquillas Development, Ltd. Tract, a distance of 222.80 feet to a ½" Ø iron rod found for an interior corner hereof and point of deflection;

THENCE N 89° 25' 55" E, along the northern boundary of the Calk/Wright Tract and the southern boundary of the Vaquillas Development, Ltd. Tract, a distance of 897.23 feet to a ½" Ø iron rod found for an interior corner hereof and point of deflection;

THENCE N 89° 19' 57" E, along the northern boundary of the Calk/Wright Tract and the southern boundary of the Vaquillas Development, Ltd. Tract, a distance of 166.18 feet to a ½" Ø iron rod set for an interior corner hereof and point of deflection;

THENCE N 56° 37' 08" E, along the interior of the Vaquillas Development, Ltd. Tract and along a southerly boundary of the incorporated city limits of the City of Laredo, Texas, a distance of 1685.20 feet to a ½" Ø iron rod set for an exterior corner hereof and point of deflection;

THENCE S 89° 29' 20" W, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 459.86 feet to a ½" Ø iron rod set for an interior corner hereof and point of deflection;

THENCE N 00° 30' 40" W, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 251.17 feet to a ½" Ø iron rod set for an interior corner hereof and point of deflection;

THENCE N 43° 11' 26" E, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 28.92 feet to a ½" Ø iron rod set for an interior corner hereof and point of deflection;

THENCE along the interior of the Vaquillas Development, Ltd. Tract, along the curve left with a radius of 1545.00 feet, a delta angle of $14^{\circ} 41' 06''$, a chord bearing of $N 79^{\circ} 10' 44'' E$, chord length of 394.91 feet, for a total distance along the arc of 395.99 feet, to a $\frac{1}{2}$ " \varnothing iron rod set, for an exterior corner hereof and point of deflection;

THENCE $N 22^{\circ} 44' 02'' W$, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 464.50 feet to a $\frac{1}{2}$ " \varnothing iron rod found for an exterior corner hereof and point of deflection;

THENCE $N 68^{\circ} 14' 48'' W$, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 200.00 feet to a $\frac{1}{2}$ " \varnothing iron rod found for an exterior corner hereof and point of deflection;

THENCE $N 36^{\circ} 29' 46'' W$, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 322.02 feet to a $\frac{1}{2}$ " \varnothing iron rod found for an exterior corner hereof and point of deflection;

THENCE $N 01^{\circ} 54' 53'' E$, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 483.37 feet to a $\frac{1}{2}$ " \varnothing iron rod found for an exterior corner hereof and point of deflection;

THENCE $N 66^{\circ} 43' 38'' E$, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 399.04 feet to a $\frac{1}{2}$ " \varnothing iron rod found for an exterior corner hereof and point of deflection;

THENCE $N 18^{\circ} 21' 39'' W$, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 317.87 feet to a $\frac{1}{2}$ " \varnothing iron rod found for an exterior corner hereof and point of deflection;

THENCE $N 58^{\circ} 19' 54'' W$, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 430.61 feet to a $\frac{1}{2}$ " \varnothing iron rod found for an exterior corner hereof and point of deflection;

THENCE $N 27^{\circ} 00' 43'' E$, along the interior of the Vaquillas Development, Ltd. Tract, a distance of 212.22 feet to a $\frac{1}{2}$ " \varnothing iron rod found for an exterior corner hereof and point of deflection;

THENCE $N 58^{\circ} 38' 49'' E$, along the east line of the Vaquillas Development, Ltd. Tract, a distance of 177.22 feet to a $\frac{1}{2}$ " \varnothing iron rod found, a point along the southern boundary of the Las Misioñes Tract recorded in Volume 1099, Pages 154-158, W.C.O.P.R. and the northwest corner of the E.G. Ranch, Ltd. Tract, for an exterior corner hereof and point of deflection;

THENCE $S 89^{\circ} 44' 13'' W$, along the southern boundary of the Las Misioñes Tract and the northern boundary of the Vaquillas Development, Ltd. Tract, a distance of 367.40 feet to a $\frac{1}{2}$ " \varnothing iron rod found for an exterior corner hereof and point of deflection;

THENCE $S 89^{\circ} 31' 19'' W$, along and through the southern boundary of the Las Misioñes Tract and along the southern boundary of the A.R. Sanchez Tract recorded in Volume 497, Page 999, W.C.R.P.R. and the northern boundary of the Vaquillas Development, Ltd. Tract, a distance of 1150.00 feet to a $\frac{1}{2}$ " \varnothing iron rod found, a point being the northeast corner of the U.I.S.D./Garcia Subdivision Tract as recorded in Volume 22, Page 47, W.C.P.R., for an exterior corner hereof and point of deflection;

THENCE $S 00^{\circ} 30' 40'' E$, along the eastern boundary of the U.I.S.D./Garcia Subdivision Tract and a western boundary of the Vaquillas Development, Ltd. Tract, a distance of 679.65 feet to a $\frac{1}{2}$ " \varnothing iron rod found for an interior corner hereof and point of deflection;

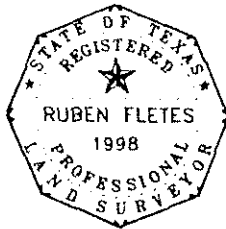
THENCE $S 89^{\circ} 44' 44'' W$, along the southern boundary of the U.I.S.D./Garcia Subdivision Tract and a northern boundary of the Vaquillas Development, Ltd. Tract, a

distance of 474.38 feet to a ½" Ø iron rod found for an interior corner hereof and point of deflection;

THENCE S 89° 29' 20" W, along the southern boundary of the U.I.S.D./Garcia Subdivision Tract and a northern boundary of the Vaquillas Development, Ltd. Tract, a distance of 124.28 feet to a ½" Ø iron rod found for an interior corner hereof and point of deflection;

THENCE along the western boundary of the U.I.S.D./Garcia Tract and an eastern boundary of the Vaquillas Development, Ltd. Tract, along the curve right with a radius of 540.00 feet, a delta angle of 39° 47' 59", a chord bearing of N 25° 17' 08" W, chord length of 367.61 feet, for a total distance along the arc of 375.10 feet, to a ½" Ø iron rod found, for an interior corner hereof and point of deflection;

THENCE N 05° 23' 09" W, along the western boundary of the U.I.S.D./Garcia Tract and an eastern boundary of the Vaquillas Development, Ltd. Tract, a distance of 46.05 feet to the **POINT OF BEGINNING** of this tract, containing within these metes and bounds 148.86 acres, more or less.




RUBEN FLETES, R.P.L.S. No. 1998

12-23-03
DATE



ZC-104-2003

COUNCIL COMMUNICATION

Date: 02/17/04	SUBJECT: PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 1.26 acres, as further described by metes and bounds in attached Exhibit "A", located east of Country Club Dr. and south of Del Mar Blvd., from R-1 (Single Family Residential District) to R-2 (Multi-Family Residential District); providing for publication and effective date. The Planning and Zoning Commission has recommended approval of the proposed zone change. <div style="text-align: right;">ZC-105-2003</div>	
Initiated by: City of Laredo		Staff source: Keith Selman, Planning Director Cynthia Collazo, Asst. City Manager
Prior action: None.		
BACKGROUND Council District: V – Eliseo Valdez, Jr. Proposed use: Condominiums Site: The site is currently occupied by condominiums. Surrounding land uses: The site is surrounded by vacant and undeveloped land with the exceptions of two gas stations, a post office, an engineering company and Del Mar Blvd. to the north. Comprehensive Plan: The Future Land Use Map recognizes this area as Medium Density Residential. Transportation Plan: The Long Range Thoroughfare Plan identifies Del Mar Blvd. as a Modified Major Arterial, but does not identify County Club Dr. Letters sent to surrounding property owners: 4 In Favor: 0 Opposed: 0		
STAFF COMMENTS The proposed zone change is appropriate at this location. The proposed change is consistent with the Comprehensive Plan, the surrounding zoning designations and the existing land use pattern.		
P&Z COMMISSION RECOMMENDATION: The P & Z Commission, in an 8 to 0 vote, recommended approval of the zone change.		STAFF RECOMMENDATION: Staff <u>supports</u> the proposed zone change.

COUNCIL COMMUNICATION

IMPACT ANALYSIS

R-2 (Multi-Family Residential District): The purpose of the R-2 is to provide an area for higher density residential uses and those public and semi-public uses normally considered an integral part of the neighborhood they serve.

Is this change contrary to the established land use pattern?

No, the existing condominium complexes in the vicinity are similar in intensity to those uses allowed by the R-2 designation.

Would this change create an isolated zoning district unrelated to surrounding districts?

No, the adjoining zoning districts are R-2 and R-1.

Will change adversely influence living conditions in the neighborhood?

No, the existing condominium complexes in the vicinity are similar in intensity to those uses allowed by the R-2 designation.

Are there substantial reasons why the property can not be used in accord with existing zoning?

No, the current zoning allows for sufficient uses compatible with the surrounding area.

CITY OF LAREDO ORDINANCE NO.

AMENDING THE ZONING ORDINANCE (MAP) OF THE CITY OF LAREDO BY 1.26 ACRES, AS FURTHER DESCRIBED BY METES AND BOUNDS IN ATTACHED EXHIBIT "A", LOCATED EAST OF COUNTRY CLUB DR. AND SOUTH OF DEL MAR BLVD., FROM R-1 (SINGLE FAMILY RESIDENTIAL DISTRICT) TO R-2 (MULTI-FAMILY RESIDENTIAL DISTRICT); PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

WHEREAS, a zone change has been requested by the owners of 1.26 acres, as further described by metes and bounds in attached Exhibit "A", located east of Country Club Dr. and south of Del Mar Blvd., from R-1 (Single Family Residential District) to R-2 (Multi-Family Residential District); and,

WHEREAS, the required written notices were sent to surrounding property owners at least ten (10) days before the public hearing held before the Planning and Zoning Commission on January 22, 2004; and,

WHEREAS, the Planning and Zoning Commission, after a public hearing, has recommended **approval** of the proposed zone change; and,

WHEREAS, notice of the zone change request was advertised in the newspaper at least fifteen (15) days prior to the public hearing held before the City of Laredo City Council on this matter; and,

WHEREAS, the City Council has held a public hearing on February 17, 2004, on the request and finds the zone change appropriate and consistent with the General Plan of the City of Laredo; and,

WHEREAS, the City Council does not consider the impact, if any, of private covenants and deed restrictions on the subject property with the adoption of this ordinance; and,

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The Zoning Map of the City of Laredo be and is hereby amended by rezoning 1.26 acres, as further described by metes and bounds in attached Exhibit "A", located east of Country Club Dr. and south of Del Mar Blvd., from R-1 (Single Family Residential District) to R-2 (Multi-Family Residential District).

Section 2: This ordinance shall be published in a manner provided by Section 2.09 (D) of the Charter of the City of Laredo.

Section 3: This ordinance shall become effective as and from the date of publication specified in Section 2.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS THE _____ DAY OF _____, 2004.

ELIZABETH G. FLORES
MAYOR

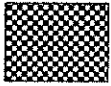
ATTEST:

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:
JAIME FLORES
CITY ATTORNEY



BY: ANTHONY C. MCGETTRICK
ASSISTANT CITY ATTORNEY



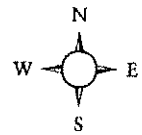
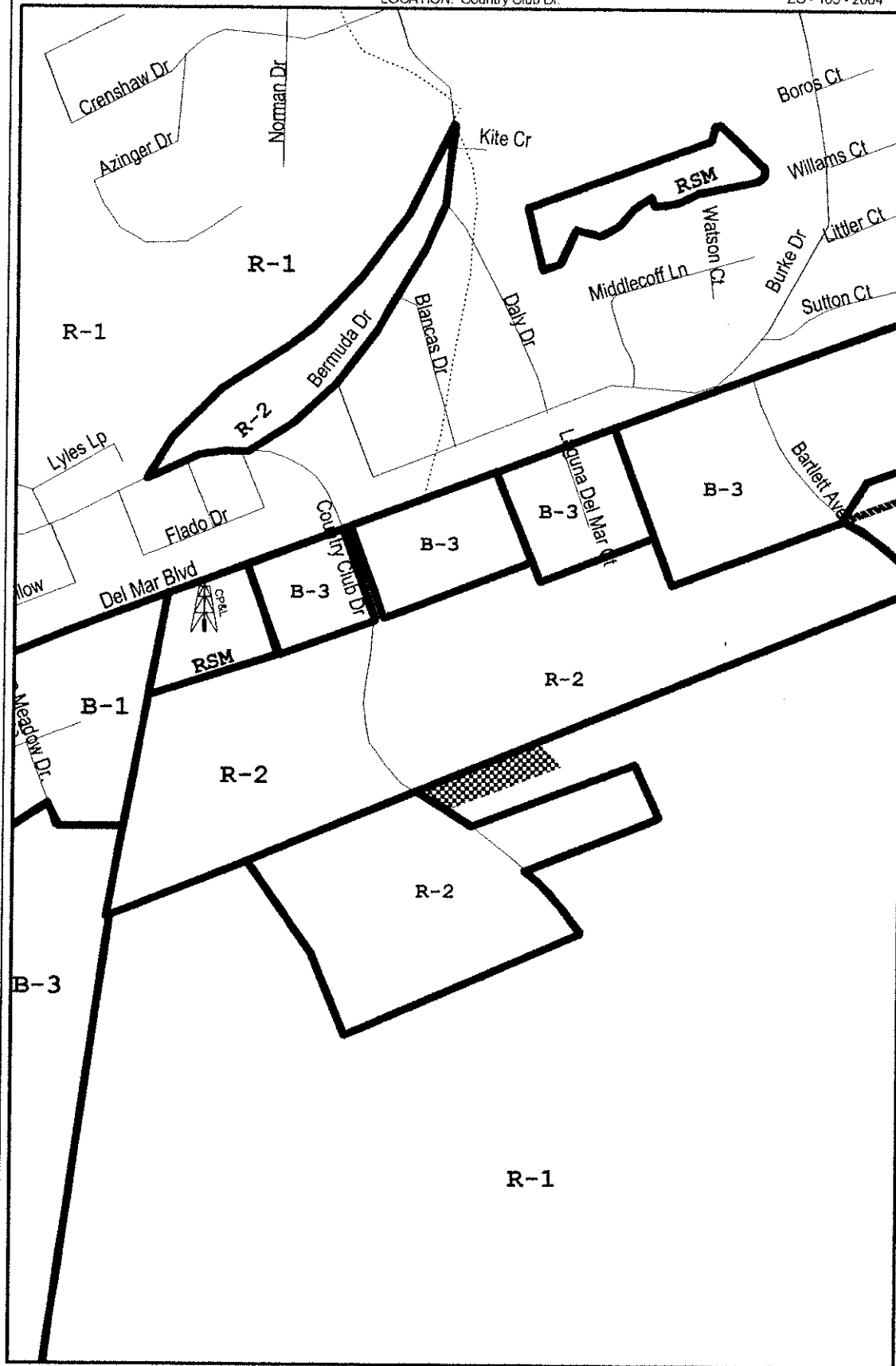
Rezone from R-1 (Single Family Residential District)
To R-2 (Multi-Family Residential District)

City of Laredo
Planning Department
Feet

LOCATION: Country Club Dr.

ZC - 105 - 2004

500



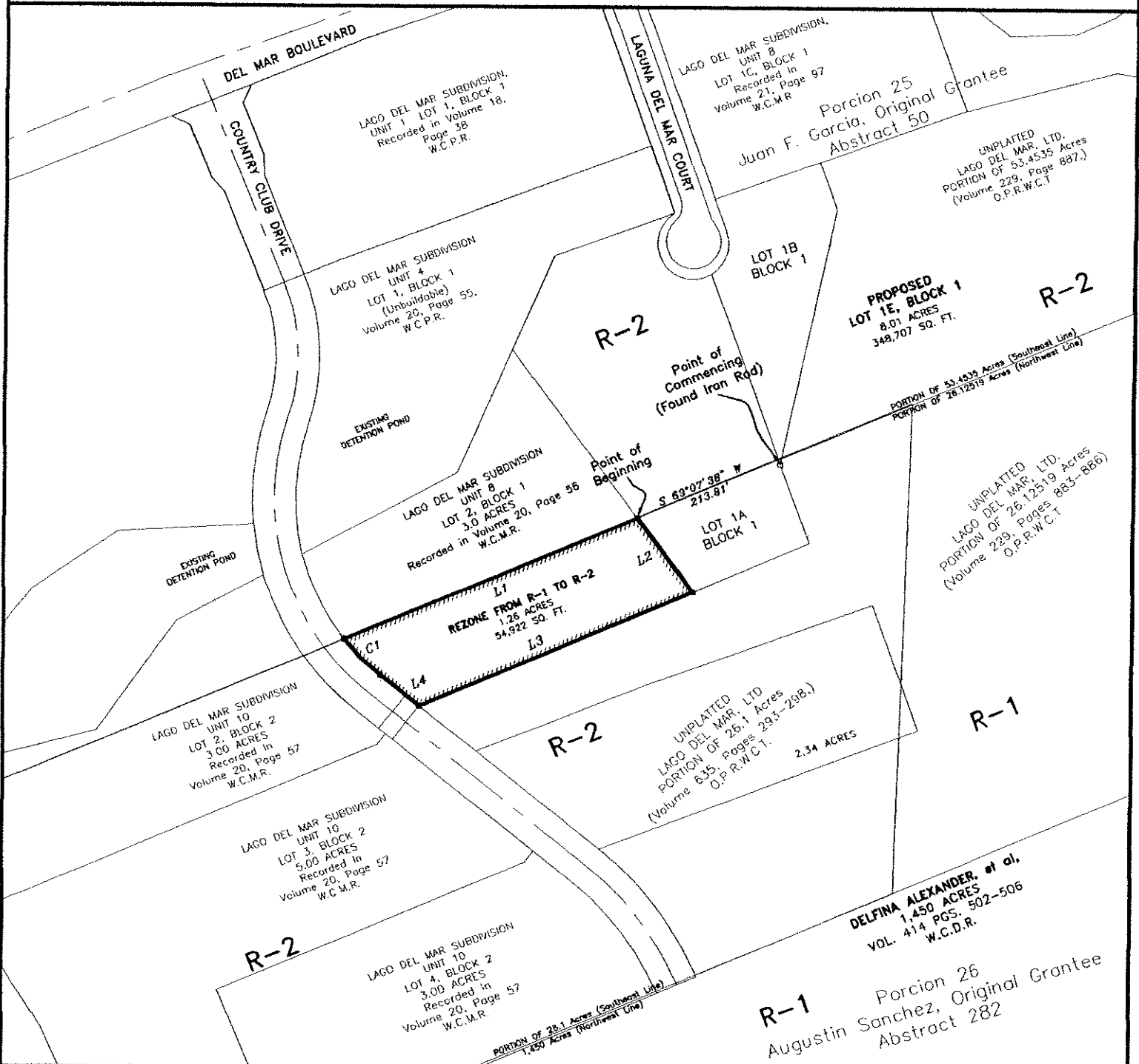
City of Laredo
Zoning Map



EXHIBIT OF

RE-ZONE FROM R-1 TO R-2

1.26 ACRES
54,922 SQ. FT.



LINE DATA		
LINE	BEARING	LENGTH
L1	N 67°05'12" E	444.43'
L2	S 36°58'45" E	130.26'
L3	S 66°57'36" W	415.59'
L4	N 51°37'25" W	69.26'

CURVE DATA	
CURVE: C1	
RADIUS: 319.29'	
ARC LENGTH: 72.01'	
DELTA: 12°55'21"	
CHORD BEARING: N 45°09'45" W	
CHORD LENGTH: 71.86'	

FIELD NOTES
1.26 ACRES Re-Zone from R-1 to R-2
(54,922 Sq. Ft.)

A TRACT OF LAND CONTAINING 1.26 ACRES, more or less, out of the Lago Del Mar, LTD, Portion of 26.1 Acres, Recorded in Volume 635, Pages 293-298, Official Public Records Deed Records Webb County, Texas and Lago Del Mar, LTD, Portion of 26.12519 Acres, Recorded in Volume 229, Pages 883-886, Official Public Records Webb County, Texas, situated in Augustin Sanchez, Original Grantee, Porcion 26, Abstract 282, said 1.26 acres being more particularly described by metes and bounds as follows to wit:

Beginning at a Point which bears **S 69° 07' 38" W** a distance of **213.81 feet** from a found ½" iron rod at the South corner of Lot 1B, Block 1, for the north most corner hereof;

Thence, with the east line of Lot 2, Block 1, **S 36° 58' 45" E** a distance **130.26 feet** to the southeast corner of Lot 2, Block 1, for the easterly corner hereof;

Thence, with the south line of Lot 2, **S 66° 57' 36" W** a distance of **415.59 feet** to the east right of way of Country Club Drive for the most southerly corner hereof;

Thence, with east right of way of Country Club Drive **N 51° 37' 25" W** a distance of **69.26 feet** to a point on a curve for a corner hereof;

Thence along a curve the east right of way of Country Club Drive with a chord bearing of **N 45° 09' 45" W** an a chord distance of **71.86 feet** for the westerly corner hereof;

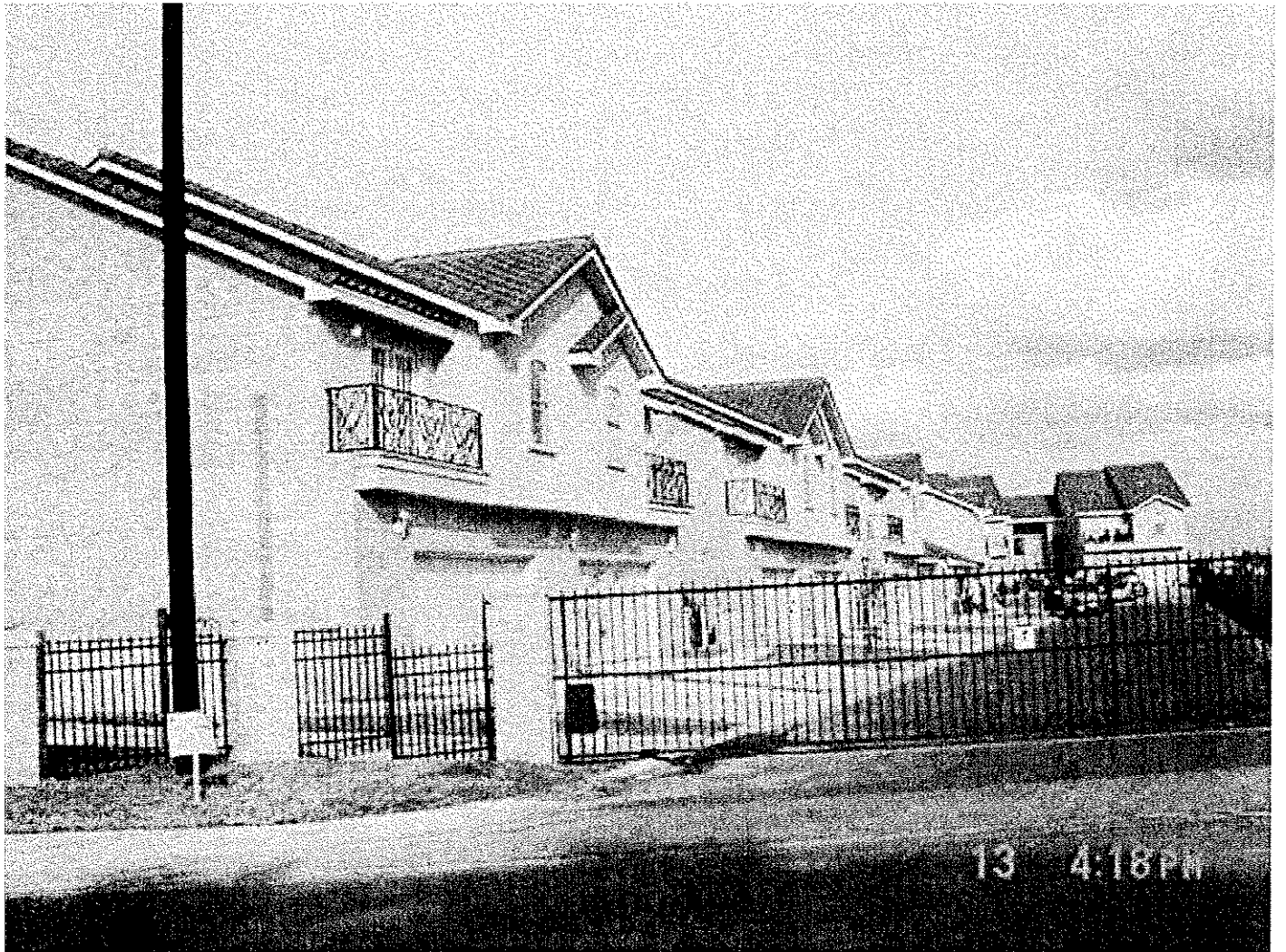
Thence, **N 67° 05' 12' E**, a distance of **444.43 feet** to the **Point of Beginning** and containing 1.26 acres more or less.

BASIS OF BEARING

A Concrete Monument Found at the southeast corner of Lot 1C, Block 1, Lago Del Mar Subdivision, Unit 8 recorded in Volume 21, Page 97, Webb County Map Records and A ½" Iron Rod Found with cap (FEC) an exterior corner of Lago Del Mar Subdivision, Unit 5 recorded in Volume 21, Page 64, Webb County Map Records.

Called: S 75°17'56" W ~ 217.48'
(Measured: S 75°17'56" W ~ 217.48')

" Exhibit A "



ZC-105-2003

COUNCIL COMMUNICATION

Date: 02/17/04	SUBJECT: PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 0.56 acres, as further described by metes and bounds in attached Exhibit "A", located east of Country Club Dr. and south of Del Mar Blvd., from R-1 (Single Family Residential District) to R-2 (Multi-Family Residential District); providing for publication and effective date. The Planning and Zoning Commission has recommended approval of the proposed zone change. <div style="text-align: right;">ZC-106-2003</div>	
Initiated by: Lago Del Mar Ltd.		Staff source: Keith Selman, Planning Director Cynthia Collazo, Asst. City Manager
Prior action: None.		
BACKGROUND Council District: V – Eliseo Valdez, Jr. Proposed use: Residential Site: The site is currently vacant. Surrounding land uses: The site is surrounded by vacant and undeveloped land with the exceptions of two gas stations, a post office, an engineering company and Del Mar Blvd. to the north and several condominiums to the west. Comprehensive Plan: The Future Land Use Map recognizes this area as Medium Density Residential. Transportation Plan: The Long Range Thoroughfare Plan identifies Del Mar Blvd. as a Modified Major Arterial, but does not identify County Club Dr. Letters sent to surrounding property owners: 3 In Favor: 0 Opposed: 0		
STAFF COMMENTS The proposed zone change is appropriate at this location. The proposed change is consistent with the Comprehensive Plan, the surrounding zoning designations and the existing land use pattern.		
P&Z COMMISSION RECOMMENDATION: The P & Z Commission, in an 8 to 0 vote, recommended approval of the zone change.		STAFF RECOMMENDATION: Staff <u>supports</u> the proposed zone change.

COUNCIL COMMUNICATION

IMPACT ANALYSIS

R-2 (Multi-Family Residential District): The purpose of the R-2 is to provide an area for higher density residential uses and those public and semi-public uses normally considered an integral part of the neighborhood they serve.

Is this change contrary to the established land use pattern?

No, the existing condominium complexes in the vicinity are similar in intensity to those uses allowed by the R-2 designation.

Would this change create an isolated zoning district unrelated to surrounding districts?

No, the adjoining zoning districts are R-2 and R-1.

Will change adversely influence living conditions in the neighborhood?

No, the existing condominium complexes in the vicinity are similar in intensity to those uses allowed by the R-2 designation.

Are there substantial reasons why the property can not be used in accord with existing zoning?

No, the current zoning allows for sufficient uses compatible with the surrounding area.

CITY OF LAREDO ORDINANCE NO.

AMENDING THE ZONING ORDINANCE (MAP) OF THE CITY OF LAREDO BY 0.56 ACRES, AS FURTHER DESCRIBED BY METES AND BOUNDS IN ATTACHED EXHIBIT "A", LOCATED EAST OF COUNTRY CLUB DR. AND SOUTH OF DEL MAR BLVD., FROM R-1 (SINGLE FAMILY RESIDENTIAL DISTRICT) TO R-2 (MULTI-FAMILY RESIDENTIAL DISTRICT); PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

WHEREAS, a zone change has been requested by the owners of 0.56 acres, as further described by metes and bounds in attached Exhibit "A", located east of Country Club Dr. and south of Del Mar Blvd., from R-1 (Single Family Residential District) to R-2 (Multi-Family Residential District); and,

WHEREAS, the required written notices were sent to surrounding property owners at least ten (10) days before the public hearing held before the Planning and Zoning Commission on January 22, 2004; and,

WHEREAS, the Planning and Zoning Commission, after a public hearing, has recommended **approval** of the proposed zone change; and,

WHEREAS, notice of the zone change request was advertised in the newspaper at least fifteen (15) days prior to the public hearing held before the City of Laredo City Council on this matter; and,

WHEREAS, the City Council has held a public hearing on February 17, 2004, on the request and finds the zone change appropriate and consistent with the General Plan of the City of Laredo; and,

WHEREAS, the City Council does not consider the impact, if any, of private covenants and deed restrictions on the subject property with the adoption of this ordinance; and,

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The Zoning Map of the City of Laredo be and is hereby amended by rezoning 0.56 acres, as further described by metes and bounds in attached Exhibit "A", located east of Country Club Dr. and south of Del Mar Blvd., from R-1 (Single Family Residential District) to R-2 (Multi-Family Residential District).

Section 2: This ordinance shall be published in a manner provided by Section 2.09 (D) of the Charter of the City of Laredo.

Section 3: This ordinance shall become effective as and from the date of publication specified in Section 2.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS THE _____ DAY OF _____, 2004.

ELIZABETH G. FLORES
MAYOR

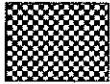
ATTEST:

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:
JAIME FLORES
CITY ATTORNEY



BY: ANTHONY C. MCGETTRICK
ASSISTANT CITY ATTORNEY



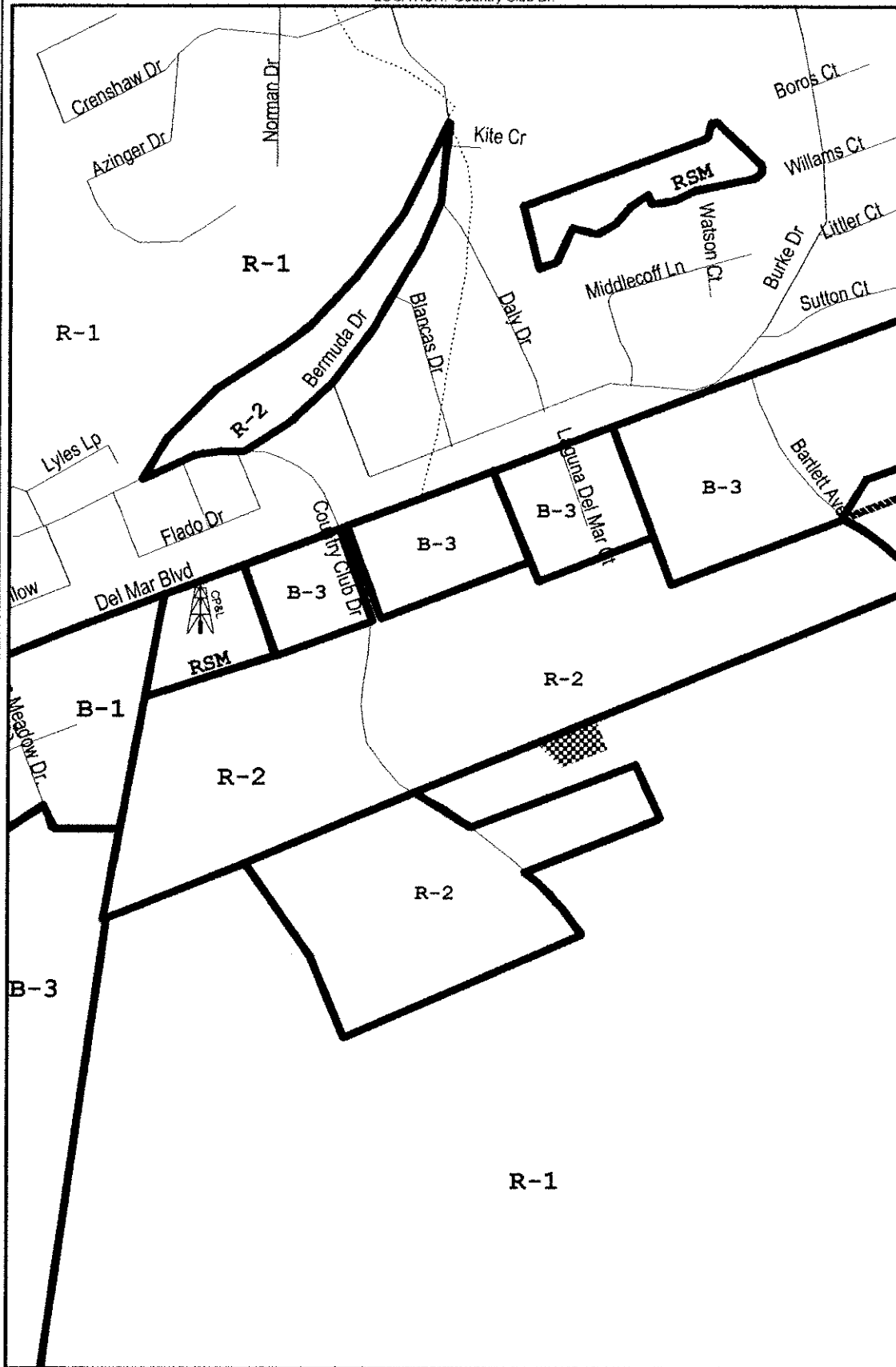
**Rezone from R-1 (Single Family Residential District)
To R-2 (Multi-Family Residential District)**

City of Laredo
Planning Department
Feet

LOCATION: Country Club Dr.

ZC - 106 - 2004

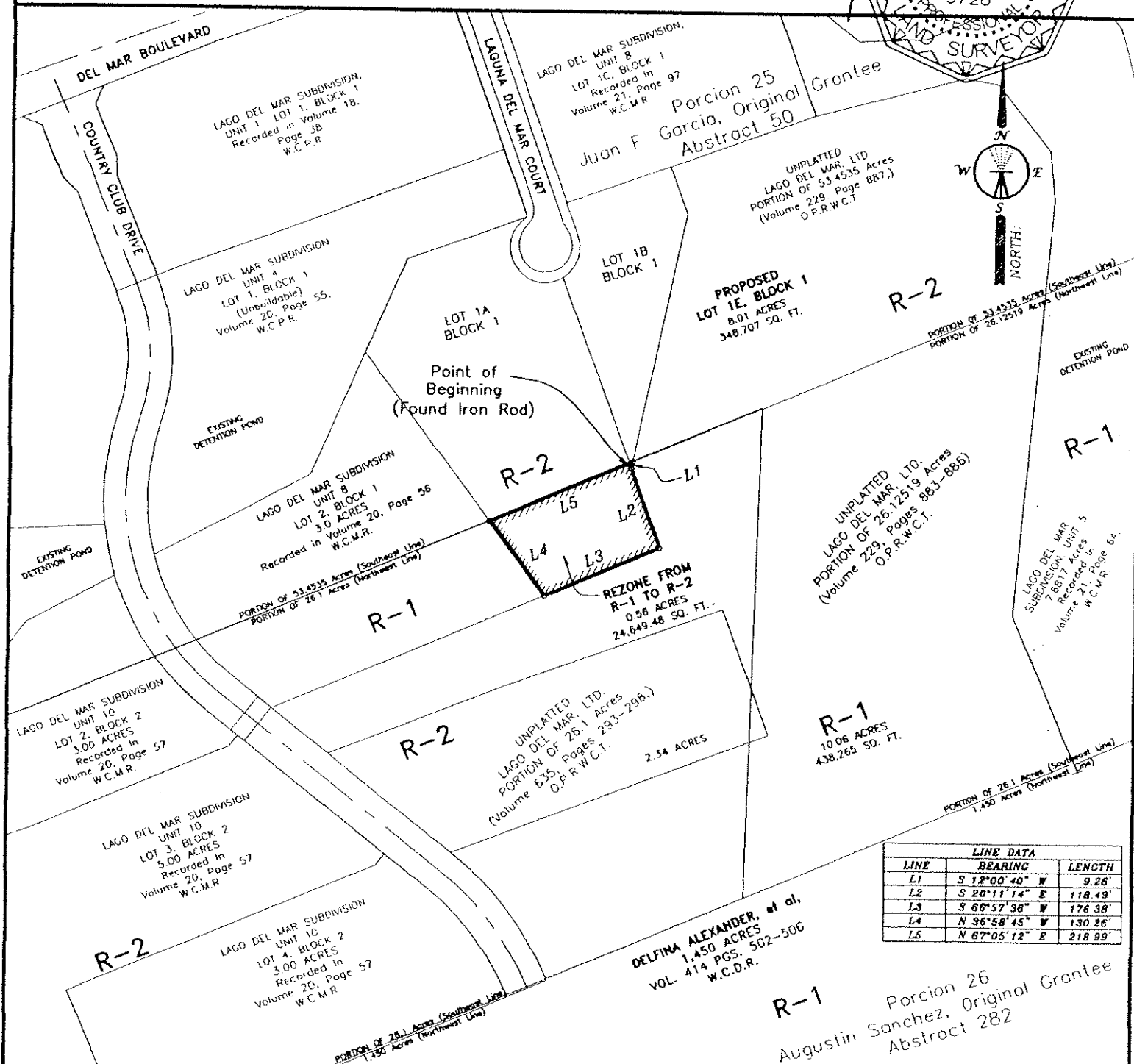
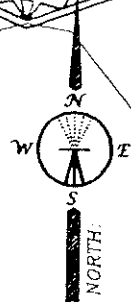
500



**City of Laredo
Zoning Map**



0.56 ACRES
24,649.48 SQ. FT.

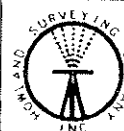


LINE DATA		
LINE	BEARING	LENGTH
L1	S 12°00'40" W	9.26'
L2	S 20°11'14" E	118.49'
L3	S 66°57'36" W	176.38'
L4	N 36°58'45" W	130.26'
L5	N 67°05'12" E	218.99'

Colled: S 75°17'56" W ~ 217.48'
(Measured S 75°17'56" W ~ 217.48')

7615 N. Bartlett Avenue, Laredo, Texas 78041
OFFICE (956) 722-4411 FAX (956) 722-5414

FIELD: N/A PG. N/A



SHEET: 1 OF 2

FIELD NOTES
0.56 ACRES Re-Zone from R-1 to R-2
(24,649.48 Sq. Ft.)

A TRACT OF LAND CONTAINING 0.56 ACRES, more or less, out of the Lago Del Mar, LTD, Portion of 26.1 Acres, Recorded in Volume 635, Pages 293-298, Official Public Records Deed Records Webb County, Texas and Lago Del Mar, LTD, Portion of 26.12519 Acres, Recorded in Volume 229, Pages 883-886, Official Public Records Webb County, Texas, situated in Augustin Sanchez, Original Grantee, Porcion 26, Abstract 282, said 0.56 acres being more particularly described by metes and bounds as follows to wit:

Beginning at a ½" iron rod Found the most southerly corner of Lot 1B, Block 1, Lago Del Mar Subdivision, Unit 8, Recorded in Volume 21, Page 97, Webb County Map Records and **True Point of Beginning**;

Thence, with the southeast line of said Lot 1B, Block 1, **S 12°00'40" W**, a distance of **9.26 feet** to the south line of Lago Del Mar, LTD, Portion of 53.4535 Acres, recorded in Volume 229, Page 887, Official Public Records Webb County, Texas, for a clip corner hereof,

Thence, **S 20°11'14" E**, a distance of **118.49 feet** to the southeast corner of Lot 1A, Block 1 an exterior corner hereof,

Thence, **S 66°57'36" W**, a distance of **176.38 feet** with the south line of Lot 1A, Block 1, to the southwest corner of lot 1A and the southeast corner of Lot 2, Block 1 for an exterior corner hereof,

Thence, **N 36°58'45" W**, a distance of **130.26 feet** with west line of Lot 1A, and the east line of Lot 2, for the northwesterly corner hereof,

Thence, **N 67° 05' 12' E**, a distance of **218.99 feet** to the point of Beginning and containing 0.56 acres more or less.

BASIS OF BEARING

A Concrete Monument Found at the southeast corner of Lot 1C, Block 1, Lago Del Mar Subdivision, Unit 8 recorded in Volume 21, Page 97, Webb County Map Records and A ½" Iron Rod Found with cap (FEC) an exterior corner of Lago Del Mar Subdivision, Unit 5 recorded in Volume 21, Page 64, Webb County Map Records.

Called: S 75°17'56" W ~ 217.48'
(Measured: S 75°17'56" W ~ 217.48')

"Exhibit A"





ZC-106-2003

COUNCIL COMMUNICATION

DATE: 2-17-04	SUBJECT: PUBLIC HEARING amending the 2003 Consolidated One-Year Action Plan to reprogram a total of \$50,000 of the 29 th Action Year (AY) 2003 Community Development Block Grant (CDBG) funds by reducing the amount of funding for the San Salvador Neighborhood Park project, from \$300,000.00 to \$250,000.00, and utilizing the difference of \$50,000.00 to create a new activity, the Garcia Vela Little League Field Lighting Project.	
INITIATED BY: Cynthia Collazo Assistant City Manager		STAFF SOURCE: Erasmo A. Villarreal Community Development Director
PREVIOUS COUNCIL ACTION: On July 21, 2003, City Council approved the submission of the 2003 Consolidated One-Year Action Plan to the U. S. Department of Housing and Urban Development in request for funding of the 29 th Action Year Community Development Block Grant funds.		
BACKGROUND: Staff proposes to decrease the funding for the San Salvador Neighborhood Park project, from \$300,000.00 to \$250,000.00, and utilize the difference of \$50,000.00 for the purchase and installation of sports lighting at the Garcia Vela Little League Field. A substantial amendment regarding the use of CDBG funds requires that citizens be informed of the proposed changes and be provided an opportunity to comment. In adherence with the Citizens Participation Plan, citizens will be given 30 days, beginning January 29, 2004 through February 27, 2004 to provide oral and/or written comments. Comments must be forwarded to Mr. Erasmo A. Villarreal, Community Development Director at the Department of Community Development, 1301 Farragut, Transit Center Building, 3 rd Floor, East Wing, Laredo, Texas 78042.		
FINANCIAL IMPACT: A fund total in the amount of \$50,000.00 from the 29 th Action Year CDBG funds.		
COMMITTEE RECOMMENDATION: N/A		STAFF RECOMMENDATION: That this public hearing be held.

COUNCIL COMMUNICATION

DATE: 2/17/2004	SUBJECT: PUBLIC HEARING AND INTRODUCTORY ORDINANCE Amending the City of Laredo FY 2003-2004 annual budget by appropriating revenues and expenditures in the amount of \$2,500 from the University of Texas Health Science Center – Health Education Training Centers Alliance of Texas to conduct the tenth annual “Los dos Laredos” TB Conference by City of Laredo Health Department for the period beginning October 1, 2003 through September 30, 2004.
INITIATED BY: Cynthia Collazo Asst. City Manager	STAFF SOURCE: Hector F. Gonzalez, M.D., M.P.H. Health Director
PREVIOUS COUNCIL ACTION: None	
BACKGROUND: <p>The City of Laredo Health Department submitted a mini-grant proposal to the University of Texas Health Science Center – Health Education Training Centers Alliance of Texas to conduct the tenth annual “Los dos Laredos” TB Conference on December 4-5, 2003. This proposal was approved in the amount of \$2,500.</p> <p>The conference, which was held on December 4-5, 2003, addressed current public health issues such as Dengue, West Nile virus, TB and other identified needs. Target audience included physicians, school and public health nurses, EMS and other support personnel from the local and surrounding area.</p>	
CONTINUED ON NEXT PAGE	
FINANCIAL: The City of Laredo FY 2003-2004 annual budget will be amended by appropriating revenues and expenditures in the amount of \$2,500 from the University of Texas Health Science Center – Health Education Training Centers Alliance of Texas to conduct the tenth annual “Los dos Laredos” TB Conference by City of Laredo Health Department for the period beginning October 1, 2003 through September 30, 2004. The revenue line item 226-0000-326-2001 and expenditure line 226-6302.	
RECOMMENDATION:	STAFF: Recommend that Council introduce ordinance.

BUDGET

CATEGORIES		APPROVED BUD.
REVENUES		
UTHSC-HETCAT	\$	2,500
PROGRAM INCOME		0
TOTAL REVENUES	\$	2,500
EXPENSES		
PERSONNEL	\$	0
FRINGE BENEFITS		0
TRAVEL		300
EQUIPMENT		0
SUPPLIES		500
CONTRACTUAL		
OTHER		1,700
SUB-TOTAL	\$	2,500
INDIRECT CHARGES		0
RESERVE (PROGRAM INC.)		0
TOTAL	\$	2,500

ORDINANCE

AMENDING THE CITY OF LAREDO FY 2003-2004 ANNUAL BUDGET BY APPROPRIATING REVENUES AND EXPENDITURES IN THE AMOUNT OF \$2,500 FROM THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER – HEALTH EDUCATION TRAINING CENTERS ALLIANCE OF TEXAS TO CONDUCT THE TENTH ANNUAL “LOS DOS LAREDOS” TB CONFERENCE BY CITY OF LAREDO HEALTH DEPARTMENT FOR THE PERIOD BEGINNING OCTOBER 1, 2003 THROUGH SEPTEMBER 30, 2004.

WHEREAS, the City of Laredo Health Department submitted a mini-grant proposal to the University of Texas Health Science Center – Health Education Training Centers Alliance of Texas to conduct the tenth annual “Los dos Laredos” TB Conference on December 4-5, 2003. This proposal was approved in the amount of \$2,500; and

WHEREAS, the conference, which was held on December 4-5, 2003, addressed current public health issues such as Dengue, West Nile virus, TB and other identified needs. Target audience included physicians, school and public health nurses, EMS and other support personnel from the local and surrounding area.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

- Section 1:** The City Manager is hereby authorized to execute the contract and accept the grants and their provisions as set forth by the University of Texas Health Science Center – Health Education Training Centers Alliance of Texas.
- Section 2:** Revenue line item 226-0000-326-2001 is hereby increased from \$0 to \$2,500.
- Section 3:** Expenditure line item 226-6302 is hereby increased from \$0 to \$2,500.
- Section 4:** The City Manager is hereby authorized to make transfers within the budget as allowable under this contract with the University of Texas Health Science Center – Health Education Training Centers Alliance to meet the necessary costs to accomplish the scope of work for the project.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR

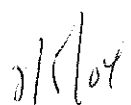
ON THIS _____ DAY OF _____, 2004.

ELIZABETH G. FLORES
MAYOR

ATTEST:

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:

JAIME FLORES
CITY ATTORNEY

)

)

)

COUNCIL COMMUNICATION

DATE: 11/13/2001	SUBJECT: PUBLIC HEARING AND INTRODUCTORY ORDINANCE Amending the FY 2003-2004 budget by appropriating the amount of \$58,122 in unexpended program income from the FY 2002-2003 budget fund balance for the Maternal and Child Health Program grant of the City of Laredo Health Department for the period September 1, 2003, through August 31, 2004.	
INITIATED BY: Cynthia Collazo Asst. City Manager		STAFF SOURCE: Hector F. Gonzalez, M.D., M.P.H. Health Director
PREVIOUS COUNCIL ACTION: None		
BACKGROUND: <p>The Texas Department of Health has contracted with the City of Laredo to provide public health services to residents of Laredo and Webb County through the City of Laredo Health Department.</p> <p>The Maternal and Child Health (MCH) Program provides, at a minimum, the following services to eligible women and children: prenatal care, postnatal care, family planning services (especially during the first 18 months postpartum), preventive child health services and case management. The program will bill Title V or Medicaid for all Medicaid eligible services. The program will ensure that all program income generated through Medicaid be used to expand and enhance women and children's health services.</p> <p>This Council action will approve the appropriation of \$58,122 in the FY 2003-2004 budget 226-6008. These are funds from the FY 2002/2003 fund balance. These funds are from program income generated from fees for service. Such program income must be expended to carry out the program's scope of work.</p> <p style="text-align: center;">CONTINUED ON NEXT PAGE</p>		
FINANCIAL: Appropriate \$58,122 from FY 2002/2003 unexpended program income fund balance to the current FY 2003/2004 grant budget 226-6008.		
RECOMMENDATION		STAFF: Recommends that Council introduce ordinance.

BUDGET

CATEGORIES		MCH-6008	CHANGE	BUDGET
REVENUES				
TDH GRANT REVENUE	\$	391,037		391,037
PROGRAM INCOME		57,012		57,012
TOTAL REVENUES	\$	448,049		448,049
EXPENSES				
PERSONNEL	\$	351,669		351,669
FRINGE BENEFITS		39,368		39,368
TRAVEL		0		0
EQUIPMENT		0		0
SUPPLIES		0		0
CONTRACTUAL		0		0
OTHER		0		0
SUB-TOTAL	\$	391,037		391,037
PROGRAM INCOME		57,012	58,122	115,134
TOTAL	\$	448,049	58,122	506,171

ORDINANCE

AMENDING THE FY 2003-2004 BUDGET BY APPROPRIATING THE AMOUNT OF \$58,122 IN UNEXPENDED PROGRAM INCOME FROM THE FY 2002-2003 BUDGET FUND BALANCE FOR THE MATERNAL AND CHILD HEALTH PROGRAM GRANT OF THE CITY OF LAREDO HEALTH DEPARTMENT FOR THE PERIOD SEPTEMBER 1, 2003, THROUGH AUGUST 31, 2004.

WHEREAS, the Texas Department of Health has contracted with the City of Laredo to provide public health services to residents of Laredo and Webb County through the City of Laredo Health Department; and

WHEREAS, the Maternal and Child Health (MCH) Program provides, at a minimum, the following services to eligible women and children: prenatal care, postnatal care, family planning services (especially during the first 18 months postpartum), preventive child health services and case management. The program will bill Title V or Medicaid for all Medicaid eligible services. The program will ensure that all program income generated through Medicaid be used to expand and enhance women and children's health services; and

WHEREAS, this Council action will approve the appropriation of \$58,122 in the FY 2003-2004 budget 226-6008. These are funds from the FY 2002/2003 fund balance. These funds are from program income generated from fees for service. Such program income must be expended to carry out the program's scope of work.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The City Manager is hereby authorized to amend the FY 2003-2004 budget by transferring the amount of \$58,122 unexpended program income from the FY 2002-2003 fund balance to the current FY 2003-2004 budget for the Maternal and Child Health Program.

Section 2: Expenditure line item 226-6008 be increased from \$448,049 to \$506,171.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR

ON THIS _____ DAY OF _____, 2004.

ELIZABETH G. FLORES
MAYOR

ATTEST:

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:



2/5/04

JAIME FLORES
CITY ATTORNEY

COUNCIL COMMUNICATION

DATE: 02/17/2004	SUBJECT: PUBLIC HEARING AND INTRODUCTORY ORDINANCE Amending the City of Laredo FY 2003-2004 annual budget by appropriating revenues and expenditures in the amount \$69,464.00 in additional funds for a grand total of \$138,928 from the Texas Department of Health for the <i>La Familia Health Care Program</i> of the City of Laredo Health Department, and extend the grant period from September 1, 2003, through February 29, 2004, to September 1, 2003, through August 31, 2004.
INITIATED BY: Cynthia Collazo Asst. City Manager	STAFF SOURCE: Hector F. Gonzalez, M.D., M.P.H. Health Director
PREVIOUS COUNCIL ACTION: On September 15, 2003, Council approved Ordinance No. 2003-O-223 for the <i>La Familia Health Care Program</i> of the City of Laredo Health Department for the period beginning September 1, 2003, through February 29, 2004.	
BACKGROUND: <p>The Texas Department of Health has contracted with the City of Laredo to provide public health services to residents of Laredo and Webb County through the City of Laredo Health Department.</p> <p>The Health Department's <i>La Familia Health Care Program</i> provides comprehensive health services to over 500 patients targeting the family unit, which is considered to be more effective than an individual patient approach. The program focuses on the provision of direct medical and preventive health services through intensive case management of the family or family member at risk of three of the leading chronic diseases our area – diabetes, hypertension and heart disease. Laredo and Webb County statistics attest to the fact of the high prevalence of these chronic diseases in the community's 94% Hispanic population. During this fiscal year, 80% of the diabetic clients and 90% of the hypertensive clients enrolled in this project maintained control of their disease at medically acceptable levels. This year's funding had an 18% reduction which has impaired health care services, making La Familia even more important.</p> <p>The contract for this grant was funded for a six month period beginning on September 1, 2003, through February 29, 2004, in September 2003. This amendment to the contract includes funds in the amount of \$69,464 in additional funds to extend the contract from September 1, 2003, through August 31, 2004.</p> <p style="text-align: center;">BUDGET ON NEXT PAGE</p>	
FINANCIAL: The City of Laredo will receive \$ 69,464.00 in additional funds from the Texas Department of Health for the <i>La Familia Health Care Program</i> of the City of Laredo Health Department for the period beginning September 1, 2003, through August 31, 2004. The revenue account is 226-0000-323-4036 and expenditure account is 226-6012.	
RECOMMENDATION:	STAFF: Recommends that Council introduce ordinance.

BUDGET

CATERGORIES		APPROVED BUDGET	CHANGE	NEW BUDGET
REVENUES				
TDH GRANT REVENUE	\$	69,464	69,464	138,928
PROGRAM INCOME		16,600	0	16,600
TOTAL REVENUES	\$	86,064	69,464	155,528
EXPENSES				
PERSONNEL	\$	33,968	34,239	68,207
FRINGE BENEFITS		11,653	11,716	23,369
TRAVEL		284	0	284
EQUIPMENT		0	0	0
SUPPLIES		0	0	0
CONTRACTUAL		22,800	22,900	45,700
OTHER		759	609	1,368
TOTAL DIRECT COSTS	\$	69,464	69,464	138,928
INDIRECT CHARGES		0	0	0
RESERVE (PROGRAM INC.)		16,600	0	16,600
TOTAL	\$	86,064	69,464	155,528

ORDINANCE

AMENDING THE CITY OF LAREDO FY 2003-2004 ANNUAL BUDGET BY APPROPRIATING REVENUES AND EXPENDITURES IN THE AMOUNT \$69,464.00 IN ADDITIONAL FUNDS FOR A GRAND TOTAL OF \$138,928 FROM THE TEXAS DEPARTMENT OF HEALTH FOR THE *LA FAMILIA HEALTH CARE PROGRAM* OF THE CITY OF LAREDO HEALTH DEPARTMENT, AND EXTEND THE GRANT PERIOD FROM SEPTEMBER 1, 2003, THROUGH FEBRUARY 29, 2004, TO SEPTEMBER 1, 2003, THROUGH AUGUST 31, 2004.

WHEREAS, the Texas Department of Health has contracted with the City of Laredo to provide public health services to residents of Laredo and Webb County through the City of Laredo Health Department; and

WHEREAS, the Health Department's *La Familia Health Care Program* provides comprehensive health services to over 500 patients targeting the family unit, which is considered to be more effective than an individual patient approach. The program focuses on the provision of direct medical and preventive health services through intensive case management of the family or family member at risk of three of the leading chronic diseases our area – diabetes, hypertension and heart disease. Laredo and Webb County statistics attest to the fact of the high prevalence of these chronic diseases in the community's 94% Hispanic population. During this fiscal year, 80% of the diabetic clients and 90% of the hypertensive clients enrolled in this project maintained control of their disease at medically acceptable levels. This year's funding had an 18% reduction which has impaired health care services, making La Familia even more important; and

WHEREAS, the contract for this grant was funded for a six month period beginning on September 1, 2003, through February 29, 2004, in September 2003. This amendment to the contract includes funds in the amount of \$69,464 in additional funds to extend the contract from September 1, 2003, through August 31, 2004.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The City Manager is hereby authorized to execute the contract and accept the grants and their provisions as set forth by the Texas Department of Health.

Section 2: Revenue line item 226-0000-323-4036 funded by the Texas Department

Section 3: Expenditure line item 226-6012 be decreased from \$86,064 to \$155,528.

Section 4: The City Manager is hereby authorized to make transfers within the budget as allowable under the General Provisions of the existing general contract with the Texas Department of Health to meet the necessary costs to accomplish the scope of work for the project.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR

ON THIS _____ DAY OF _____, 2004.

**ELIZABETH G. FLORES
MAYOR**

ATTEST:

**GUSTAVO GUEVARA, JR.
CITY SECRETARY**

APPROVED AS TO FORM:



**JAI ME FLORES
CITY ATTORNEY**

COUNCIL COMMUNICATION

DATE: 02/17/2004	SUBJECT: PUBLIC HEARING AND INTRODUCTORY ORDINANCE Amending the City of Laredo FY 2003-2004 annual budget by appropriating revenues and expenditures in the amount \$87,800 from the South Texas Development Council for the HIV/AIDS Housing Opportunities for Persons with AIDS Project (HOPWA) of the City of Laredo Health Department for the period beginning February 1, 2004, through January 31, 2005.
INITIATED BY: Cynthia Collazo Asst. City Manager	STAFF SOURCE: Hector F. Gonzalez, M.D., M.P.H. Health Director
PREVIOUS COUNCIL ACTION: On March 3, 2003, Council approved Ordinance No. 2002-O-043 for the HIV/AIDS Housing Opportunities for Persons with AIDS Project (HOPWA) of the City of Laredo Health Department for the period beginning February 1, 2003, through January 31, 2004.	
BACKGROUND: The Texas Department of Health began the reorganization of HIV Planning Areas and Administrative Agencies in 1999. This reorganization included funds for administration, planning and evaluation services in ten planning areas including Texas, including South Texas (Laredo and Harlingen HSDAs). The first step in this process was to develop a set of core competencies required of Administrative Agencies (AA). As a result, the South Texas Development Council (STDC) was selected as the Administrative Agency for South Texas which includes Harlingen and Laredo HSDAs. The primary role of the STDC, the AA, is to apply for and manage TDH funds and programs for the provision of HIV services. An administrative agency is authorized to receive funds from the TDH and distribute them according to the service priorities established in the HIV care plan. The HIV/AIDS HOPWA Project provides housing rental assistance, and/or an emergency housing assistance program consisting of short-term rent, mortgage, and/or utility payments to meet the needs of low income individuals with AIDS. These services will be provided to residents in the Health Services Delivery Area (HSDA) which includes the counties of Jim Hogg, Starr, Webb and Zapata Counties.	
BUDGET ON NEXT PAGE	
FINANCIAL: The City of Laredo will receive \$87,800 for the HIV/AIDS Housing Opportunities for Persons with AIDS Project (HOPWA) of the City of Laredo Health Department for the period beginning February 1, 2004, through January 31, 2005. The revenue account is 226-0000-323-4058 and expenditure account is 226-6003	
RECOMMENDATION:	STAFF: Recommends that Council introduce ordinance.

CATEGORIES	APPROVED BUD.	
REVENUES		
STDC GRANT REVENUE	\$	87,800
PROGRAM INCOME		0
TOTAL REVENUES	\$	87,800
EXPENSES		
PERSONNEL	\$	0
FRINGE BENEFITS		0
TRAVEL		273
EQUIPMENT		0
SUPPLIES		1,120
CONTRACTUAL		0
OTHER		86,407
SUB-TOTAL	\$	87,800
INDIRECT CHARGES		0
RESERVE (PROGRAM INC.)		0
TOTAL	\$	87,800

ORDINANCE

AMENDING THE CITY OF LAREDO FY 2003-2004 ANNUAL BUDGET BY APPROPRIATING REVENUES AND EXPENDITURES IN THE AMOUNT \$87,800 FROM THE SOUTH TEXAS DEVELOPMENT COUNCIL FOR THE HIV/AIDS HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS PROJECT (HOPWA) OF THE CITY OF LAREDO HEALTH DEPARTMENT FOR THE PERIOD BEGINNING FEBRUARY 1, 2004, THROUGH JANUARY 31, 2005.

WHEREAS, the Texas Department of Health began the reorganization of HIV Planning Areas and Administrative Agencies in 1999. This reorganization included funds for administration, planning and evaluation services in ten planning areas including Texas, including South Texas (Laredo and Harlingen HSDAs), and

WHEREAS, the first step in this process was to develop a set of core competencies required of Administrative Agencies (AA). As a result, the South Texas Development Council (STDC) was selected as the Administrative Agency for South Texas which includes Harlingen and Laredo HSDAs, and

WHEREAS, the primary role of the STDC, the AA, is to apply for and manage TDH funds and programs for the provision of HIV services. An administrative agency is authorized to receive funds from the TDH and distribute them according to the service priorities established in the HIV care plan, and

WHEREAS, HIV/AIDS HOPWA Project provides housing rental assistance, and/or an emergency housing assistance program consisting of short-term rent, mortgage, and/or utility payments to meet the needs of low income individuals with AIDS. These services will be provided to residents in the Health Services Delivery Area (HSDA) which includes the counties of Jim Hogg, Starr, Webb and Zapata Counties.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The City Manager is hereby authorized to execute the contract and accept the grants and their provisions as set forth by the STDC.

Section 2: The City of Laredo accepts funds in the amount of \$87,800 for the HIV/AIDS HOPWA Project of the City of Laredo Health Department.

Section 3: Revenue line item 226-0000-323-4058 funded by the STDC be increased from \$0 to \$87,800.

Section 4: Expenditure line item 226-6003 be increased from \$0 to \$87,800.

Section 5: The City Manager is hereby authorized to make transfers within the budget as allowable under the Special Contract Provisions and General Provisions of the contract with STDC to meet the necessary costs to accomplish the scope of work for the project.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR

ON THIS _____ DAY OF _____, 2004.

ELIZABETH G. FLORES
MAYOR

ATTEST:

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:



JAIME FLORES
CITY ATTORNEY

COUNCIL COMMUNICATION

DATE: 02/17/2004	SUBJECT: PUBLIC HEARING AND INTRODUCTORY ORDINANCE Amending the City of Laredo FY 2003-2004 annual budget by decreasing revenues and expenditures in the amount of \$8,230 to reflect a reduction of grant funds from the Texas Department of Health for a new grant total of \$41,770 for the Breast and Cervical Cancer Control Project - Case Management of the City of Laredo Health Department for the period beginning July 1, 2003 through June 30, 2004; and amend the City of Laredo full-time equivalent positions by decreasing one Case Manager/Registered Nurse II position.
INITIATED BY: Cynthia Collazo Asst. City Manager	STAFF SOURCE: Hector F. Gonzalez, M.D., M.P.H. Health Director
PREVIOUS COUNCIL ACTION: On July 21, 2003, Council approved Ordinance No. 2003-O-159 for the Breast and Cervical Cancer Control Project - Case Management of the City of Laredo Health Department for the period beginning July 1, 2003 through June 30, 2004.	
BACKGROUND: <p>The Breast and Cervical Cancer Control Project provides and ensures the provision of case management services to reduce premature morbidity and mortality associated with breast and cervical cancer. Services include providing case management services to individual clients, ensuring appropriate follow-up and treatment of clients with abnormal breast and cervical cancer screening and/or diagnostic test results, and coordinating support services with other agencies and health care providers in the service area.</p> <p>The medical related services of this project concentrate on breast screening for women aged 50 and up; cervical screening of women aged 40 and up; and 15% of the funds can be allocated for those women between the ages of 40-49 with abnormal breast exams. These services are provided by the Mercy Medical Center's Women's Health Clinic and reimbursed from this grant through a contract with the Health Department.</p> <p>The project will ensure that clients obtain the necessary diagnostic services as indicated by annual breast and cervical screening services through identification of needs and elimination of barriers; acts as liaison between the Health Department and contractor; identifies gaps in service access or delivery; and assists in development of resources to reduce the identified resource gaps. Also, services will be provided to monitor tracking system for abnormals; assists in resolution of pending records; develops and monitors tracking system for services, including in-kind services; and provides community outreach in conjunction with community agencies.</p> <p style="text-align: center;">CONTINUED ON NEXT PAGE</p>	
FINANCIAL: The City of Laredo FY 2003-2004 annual budget will be amended by decreasing revenues and expenditures in the amount of \$8,230 to reflect a reduction in grant funds from the Texas Department of Health for the Breast and Cervical Cancer Control Project - Case Management of the City of Laredo Health Department for the period beginning July 1, 2003 through June 30, 2004. The new grant total is \$41,770. The revenue line item 226-0000-323-4083 and expenditure line 226-6007.	
RECOMMENDATION:	STAFF: Recommend that Council introduce ordinance.

This amendment to the budget includes a decrease in funds in the amount of \$8,230 due to reallocation of FY04 funding. The position of Case Manager/Registered Nurse II is being eliminated and funds are being placed in the contractual line item to pay for professional services.

BUDGET

CATEGORIES		APPROVED BUD.	CHANGE	REVISED BUDGET
REVENUES				
TDH GRANT REVENUE	\$	50,000	-8,230	41,770
PROGRAM INCOME		0	0	0
TOTAL REVENUES	\$	50,000	-8,230	41,770
EXPENSES				
PERSONNEL	\$	30,523	-19,276	11,247
FRINGE BENEFITS		9,180	-6,906	2,274
TRAVEL		1,955	-1,140	815
EQUIPMENT		0	0	0
SUPPLIES		0	450	450
CONTRACTUAL		6,600	20,000	26,600
OTHER		1,742	-1,358	384
SUB-TOTAL	\$	50,000	-8,230	41,770
INDIRECT CHARGES		0	0	0
RESERVE (PROGRAM INC.)		0	0	0
TOTAL	\$	50,000	-8,230	41,770

PERSONNEL

POSITION	# OF CURRENT POSITIONS	CHANGE	REVISED # OF POSITIONS
CASE MANAGER/REGISTERED NURSE II	1	-1	0

ORDINANCE

AMENDING THE CITY OF LAREDO FY 2003-2004 ANNUAL BUDGET BY DECREASING REVENUES AND EXPENDITURES IN THE AMOUNT OF \$8,230 TO REFLECT A REDUCTION OF GRANT FUNDS FROM THE TEXAS DEPARTMENT OF HEALTH FOR A NEW GRANT TOTAL OF \$41,770 FOR THE BREAST AND CERVICAL CANCER CONTROL PROJECT - CASE MANAGEMENT OF THE CITY OF LAREDO HEALTH DEPARTMENT FOR THE PERIOD BEGINNING JULY 1, 2003 THROUGH JUNE 30, 2004; AND AMEND THE CITY OF LAREDO FULL-TIME EQUIVALENT POSITIONS BY DECREASING ONE CASE MANAGER/REGISTERED NURSE II POSITION.

WHEREAS, the Breast and Cervical Cancer Control Project provides and ensures the provision of case management services to reduce premature morbidity and mortality associated with breast and cervical cancer. Services include providing case management services to individual clients, ensuring appropriate follow-up and treatment of clients with abnormal breast and cervical cancer screening and/or diagnostic test results, and coordinating support services with other agencies and health care providers in the service area; and

WHEREAS, the medical related services of this project concentrate on breast screening for women aged 50 and up; cervical screening of women aged 40 and up; and 15% of the funds can be allocated for those women between the ages of 40-49 with abnormal breast exams. These services are provided by the Mercy Medical Center's Women's Health Clinic and reimbursed from this grant through a contract with the Health Department; and

WHEREAS, the project will ensure that clients obtain the necessary diagnostic services as indicated by annual breast and cervical screening services through identification of needs and elimination of barriers; acts as liaison between the Health Department and contractor; identifies gaps in service access or delivery; and assists in development of resources to reduce the identified resource gaps. Also, services will be provided to monitor tracking system for abnormals; assists in resolution of pending records; develops and monitors tracking system for services, including in-kind services; and provides community outreach in conjunction with community agencies; and

WHEREAS, the position of Case Manager/Registered Nurse II is being eliminated and funds are being placed in the contractual line item to pay for professional services.

**NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF
THE CITY OF LAREDO THAT:**

- Section 1:** The City Manager is hereby authorized to execute the contract and accept the grants and their provisions as set forth by the Texas Department of Health.
- Section 2:** Revenue line item 226-0000-323-4083 funded by the Texas Department of Health be decreased from \$50,000 to \$41,770.
- Section 3:** Expenditure line item 226-6007 be decreased from \$50,000 to \$41,770.
- Section 4:** The position of Case Manager/Registered Nurse II is being eliminated.
- Section 5:** The City Manager is hereby authorized to make transfers within the budget as allowable under the General Provisions of the existing general contract with the Texas Department of Health to meet the necessary costs to accomplish the scope of work for the project.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR

ON THIS _____ DAY OF _____, 2004.

**ELIZABETH G. FLORES
MAYOR**

ATTEST:

**GUSTAVO GUEVARA, JR.
CITY SECRETARY**

APPROVED AS TO FORM:



**JAIME FLORES
CITY ATTORNEY**

GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

A. Request by Council Member Alfredo Agredano

1. Status report on the number of plots available for veterans at the City of Laredo Cemetery.
2. Status report regarding the Cielito Lindo Fire/Police substation.
3. Status report regarding street lights in Century City.

B. Request by Council Member Juan Ramirez

1. Discussion with possible action regarding repairs to the water fountain at Bruni Plaza.
2. Discussion with possible action regarding the availability of city owned buildings for use by the CAA Azteca Neighborhood Program.

COUNCIL COMMUNICATION

DATE: 02/17/04	SUBJECT: INTRODUCTORY ORDINANCE AMENDING ORDINANCE 2002-O-047 ADDING VOTING PRECINCTS 254 AND 353 TO DISTRICT IV; ADDING VOTING PRECINCT 452 TO DISTRICT VIII; ADDING VOTING PRECINCTS 255 AND 451 TO DISTRICT V; REDEFINING BOUNDARY LINES FOR PRECINCTS 218 AND 313 IN DISTRICT IV; REDIFINING BOUNDARY LINES FOR PRECINCTS 239 AND 308 IN DISTRICT V; AND REDEFINING BOUNDARY LINES FOR PRECINCT 414 IN DISTRICT VIII; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.		
<table style="width: 100%;"><tr><td style="width: 60%;">INITIATED BY:</td><td style="width: 40%;">STAFF SOURCE: Gustavo Guevara, Jr. City Secretary</td></tr></table>		INITIATED BY:	STAFF SOURCE: Gustavo Guevara, Jr. City Secretary
INITIATED BY:	STAFF SOURCE: Gustavo Guevara, Jr. City Secretary		
<p>PREVIOUS COUNCIL ACTION:</p> <p>On November 13, 2001 City Council approved Ordinance 2001-O-259 which was the plan submitted by the Districting Committee of the City of Laredo. The plan modified the previous voting precincts and council districts.</p> <p>On March 11, 2002 City Council approved Ordinance 2002-O-047 which amended the above ordinance by adding voting precincts 227 and 250 to District II and redefined the boundary lines for precincts 227, 250, and 231.</p>			
<p>BACKGROUND:</p> <p>The changes to our precinct boundaries are due to State Legislation which split Webb County State Representative boundary lines and added Texas State Representative District 28 to Webb County.</p>			
<p>FINANCIAL:</p> <p>\$100 publication costs.</p>			
<p>RECOMMENDATION:</p> <p>Staff recommends motion approval.</p>			

ORDINANCE NO. 2004-O-000

AMENDING ORDINANCE 2002-O-047 BY ADDING VOTING PRECINCTS 254 AND 353 TO DISTRICT IV; ADDING VOTING PRECINCTS 255 AND 451 TO DISTRICT V; AND ADDING VOTING PRECINCT 452 TO DISTRICT VIII; REDEFINING BOUNDARY LINES FOR PRECINCTS 218 AND 313 IN DISTRICT IV; REDEFINING BOUNDARY LINES FOR PRECINCTS 239 AND 308 IN DISTRICT V; REDEFINING BOUNDARY LINES FOR PRECINCT 414 IN DISTRICT VIII; PROVIDING FOR PUBLICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the County's precinct boundaries were redefined and new voting precincts were added; and

WHEREAS, corrections need to be done to Districts IV, V, and VIII to reflect the addition of Precincts 254, 353, 452, 255, and 451; and

WHEREAS, precinct boundaries for Precincts 218, 313, 239, 308, and 414 need to define the new changes to reflect the same as the county's boundary lines;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: That the additional and modified precincts are hereby approved and adopted with the addition of voting precincts 254 and 353 to District IV; the addition of precincts 255 and 451 to District V; and the addition of precinct 452 to District VIII; and redefining the boundary lines of voting precincts 218, 313, 239, 308 and 414. The eight (8) electoral districts for the municipal elections in the City of Laredo shall be as follows:

- District I shall consist of voting precincts 130, 133, and 231
- District II shall consist of voting precincts 122, 129, 220, 225, 226, 227, and 250
- District III shall consist of voting precincts 124, 128, 132, 215, 221, 417, and 423
- District IV shall consist of voting precincts 212, 218, 219, 311, 313, **254, and 353**
- District V shall consist of voting precincts 239, 308, 309, 310, **255 and 451**
- District VI shall consist of voting precincts 340, 341, 342, 343, 344, and 345
- District VII shall consist of voting precincts 405, 406, 407, 446, 447, and 448
- District VIII shall consist of voting precincts 401, 402, 403, 404, 414, and 416, **and 452.**

Where any of the above-described precincts extends beyond the city limits, it is specified that only that part of the precinct which lies within the limits of the City of Laredo is part of the District to which it is referred.

Section 2: The voting precincts in said eight (8) districts shall be as shown on the map marked as Exhibit A attached hereto and made part of this ordinance. The added and/or changed voting precincts shall be as described in Exhibit B attached hereto and made part of this ordinance.

Section 3: This amended ordinance shall be published once in the daily newspaper of the City of Laredo and shall be published in English and Spanish along with a map of the voting precincts.

Section 4: That this ordinance shall become effective on the day after publication, and on such day the new council districts and boundaries shall supersede the previous council districts and boundaries for all purposes at the next regular City election. The new districts and boundaries shall supersede previous districts and boundaries for all other purposes as of the date on which all council members elected at the next City election take office.

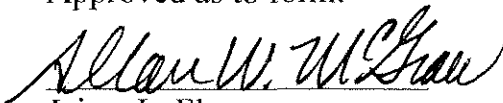
PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS
THE _____ DAY OF _____, 2004.

Elizabeth G. Flores
Mayor

Attest:

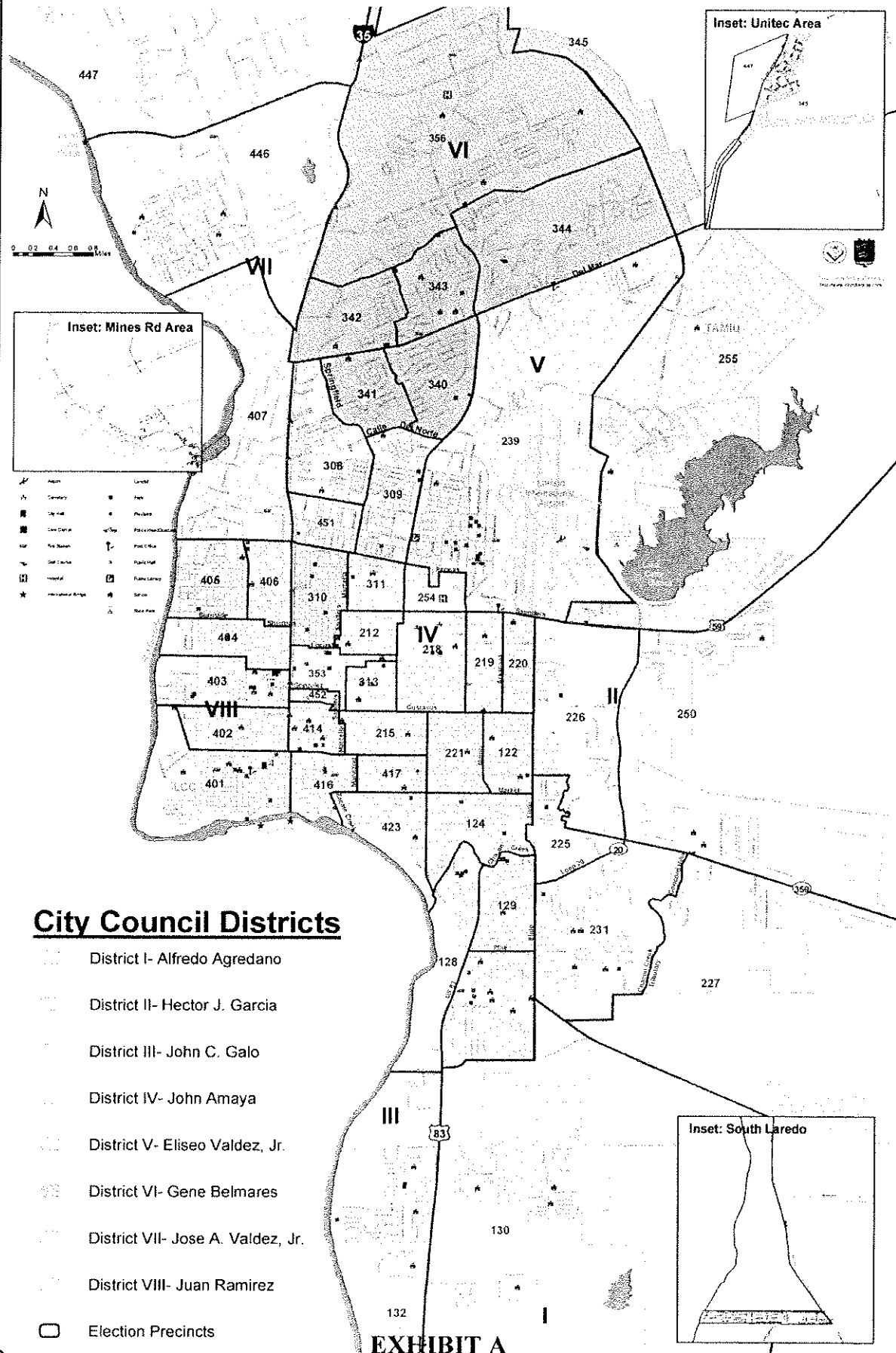
Gustavo Guevara, Jr.
City Secretary

Approved as to form:


Jaime L. Flores
City Attorney

CITY COUNCIL DISTRICTS

As Approved and Adopted By The City Of Laredo City Council
on November 13, 2001, Ordinance 2001-0-259



CHANGE of Precinct 414: That *Northern* portion of Voting Precinct 414 split by SB 1374 C along Park St., Zacate Creek, and W. Gustavus St. shall be **new Voting Precinct Number 452**. The polling site for this precinct shall be the Colonia Guadalupe Hall, 2000 San Francisco Ave. The remaining *Southern* portion of Precinct 414 shall remain Voting Precinct Number **414**. The polling place for this precinct shall remain at the Main Boys Girls Club, 500 Moctezuma St.

CHANGE of Precinct 313: That *Northwestern* portion of Voting Precinct 313 split by SB 1374C along Sanders Ave., E. Lyon St., Lexington Ave and E. Frost St. shall be **new Voting Precinct Number 353**. The polling place for this precinct shall be the Lamar-Bruni-Vergara Inner Park, 302 W. Plum. The remaining *Southeastern* portion of Precinct 313 shall remain Voting Precinct Number **313**. The polling place for this precinct shall remain at Buenos Aires Elementary School, 520 Clark Boulevard.

CHANGE of Precinct 218: That *Northern* portion of Voting Precinct 218 split by SB 1374C along N. Saunders St. be **new Voting Precinct Number 254**. The polling place for this new precinct shall be the Laredo Medical Center. 1700 E. Saunders. The remaining *Southern* portion of Precinct 218 shall remain Voting Precinct Number **218**. The polling place for this precinct shall remain at the Nixon High School. 2000 Plum St.

CHANGE of Precinct 239: That *Northeastern* portion of Voting Precinct 239 split by SB 1374C along Casa Verde Rd., Bob Bullock Lp., and Casa Blanca Lake Rd. shall be **new Voting Precinct Number 255**. The polling place for this new precinct shall be the UISD Step Academy, 5212 Bob Bullock Lp. The remaining *Southwestern* portion of Precinct 239 shall remain Voting Precinct Number **239**. The polling place for this precinct shall remain at the Newman Elementary School, 1300 Alta Vista Dr.

CHANGE of Precinct 345: That *Northeastern* portion of Voting Precinct 345 split by SB 1374 C along the City of Laredo's city limit and Bob Bullock Lp. shall be **new Voting Precinct Number 356**. There will be no polling place designated for this new precinct and it shall be consolidated with Precinct 345. The remaining *Southwestern* portion of Precinct 345 shall remain Voting Precinct Number **345**. The polling place for this precinct shall remain at the United High School, 8800 McPherson Rd.

CHANGE of Precinct 449: That *Western* portion of Voting Precinct 449 split by SB 1374 C along IH-35 shall be **new Voting Precinct Number 457**. There will be no polling place designated for this new precinct and it shall be consolidated with precinct 449. The remaining *Eastern* portion of Precinct 449 shall remain Voting Precinct Number **449**. The polling place for this precinct shall remain at the Callaghan Ranch, IH-35N, 27 miles north of Laredo.

NEW PRECINCT 451: This new voting precinct shall be comprised of the following area: the area South of Hillside Road, West of Gallagher Ave., North of Canal St., and East of ih-35 which has been moved from Commissioner Precinct 3 into Commissioner Precinct 4. The polling place for this precinct shall be the Gallagher Garden Apartments, 5118 Gallagher Ave.

CHANGE of Precinct 308:

BEGINNING at a point in the City of Laredo where the centerline of Springfield Avenue intersects the centerline of Del Mar Boulevard for the northeast corner and BEGINNING of this tract;

THENCE, in a southeasterly, southerly, and southwesterly direction, respectfully, along the centerline of Springfield Avenue, and its meanders, to a point where the centerline of Springfield Avenue intersects the north boundary of the City of Laredo's original land grant (same being the former city limit line of Laredo as depicted in the Laredo Plat Book recorded in Volume 7, Page 15, Webb County Plat Records); said line located along the concrete drainage channel south of Canal Street, for the southeast corner of this tract;

THENCE, in a westerly direction along said north boundary of the City of Laredo's original land grant and old city limits to a point where said line intersects the centerline of Gallagher Avenue for the southwest corner of this tract;

THENCE, in a northerly direction along the centerline of Gallagher Avenue to a point where said centerline intersects the centerline of Hillside Road for the northwest corner of this tract;

THENCE, in a westerly direction along the centerline of Hillside Road to the POINT-OF-BEGINNING.

COUNCIL COMMUNICATION

DATE 02-17-04	SUBJECT: INTRODUCTORY ORDINANCE AUTHORIZING THE CITY MANAGER TO CONVEY TO THE LAREDO INDEPENDENT SCHOOL DISTRICT, FOR THE CONSIDERATION OF \$18,500.00, A TRACT OF LAND BEING THE SECTION OF CANADA AVENUE BETWEEN PALO BLANCO STREET AND THURMAN STREET, WITH RESERVATION OF THE TRACT AS A UTILITY EASEMENT; AND PROVIDING FOR EFFECTIVE DATE.
INITIATED BY: Larry Dovalina City Manager	STAFF SOURCE: Angelo Ferrazzano Real Estate Manager
PREVIOUS COUNCIL ACTION: Canada Avenue between Palo Blanco and Thurman was closed as a public easement by Ordinance No. 2003-0-257 dated October 20, 2003.	
BACKGROUND: The Laredo Independent School District is in the process of expanding Ligarde School campus, in connection with which, the District requests the City to sell them that part of Canada Avenue Between Thurman and Palo Blanco. The parcel was appraised at \$37,000.00 but due to the City retaining an easement for utilities over the entire parcel, as staff stated to be necessary, the selling price is reduced by 50% to \$18,500.00.	
FINANCIAL IMPACT: Sale of land. General Fund Acct. 101-0000-374-1101	
COMMITTEE RECOMMENDATION: N/A	STAFF RECOMMENDATION: Staff recommends introduction of Ordinance.

ORDINANCE

AUTHORIZING THE CITY MANAGER CONVEY TO THE LAREDO INDEPENDENT SCHOOL DISTRICT, FOR THE CONSIDERATION OF \$18,500.00, A TRACT OF LAND BEING THE SECTION OF CANADA AVENUE BETWEEN PALO BLANCO STREET AND THURMAN STREET, WITH RESERVATION OF THE TRACT AS A UTILITY EASEMENT; AND PROVIDING FOR EFFECTIVE DATE.

WHEREAS, the Laredo Independent School District is in the process of expanding the Ligarde School campus; and

WHEREAS, in that regard, the Laredo Independent School District has requested that the City of Laredo sell to it the above-referenced the section of Canada Avenue lying between Palo Blanco and Thurman Streets which was closed by Ordinance No.2003-0-257 dated October 20, 2003; and

WHEREAS, the said parcel has been appraised at the value of \$37,000.00; and

WHEREAS, it is in the best interest of the City of Laredo to convey the above-referenced parcel to the Laredo Independent School District while reserving to the City an easement for all utilities over the entire parcel, with reduction in price for the tract by 50% to \$18,500.00 in view of that reservation of the utility easement over the entire tract.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: It authorizes the City Manager to convey to Laredo Independent School District, for the sum of \$18,500.00 that section of Canada Avenue between Palo Alto and Thurman, which is described by metes and bounds on Exhibit A and shown on survey Attached as Exhibit B, but reserving in the conveyance the entire tract as a utility easement.

Section 2: This Ordinance shall become effective upon passage thereof.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON
THIS THE _____ DAY OF MARCH, 2004.

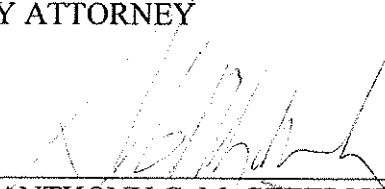
ELIZABETH G. FLORES
MAYOR

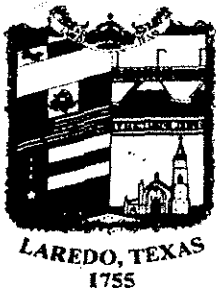
ATTEST:

GUSTAVO GUEVARA, JR
CITY SECRETARY

APPROVED AS TO FORM:
JAIME L. FLORES
CITY ATTORNEY

By: _____


ANTHONY C. McGETTRICK
ASST. CITY ATTORNEY



CITY OF LAREDO
ENGINEERING DEPARTMENT

**METES AND BOUNDS DESCRIPTION FOR CANADA AVENUE RIGHT-OF-WAY
(PALO BLANCO STREET – THURMAN STREET)**

A TRACT OF LAND CONTAINING 15,434.57 sq.ft. (0.3543 of an Acre), more or less, out of the Canada Avenue right-of-way between the south right-of-way line of Palo Blanco Street and the north right-of-way line of Thurman Street in the Eastern Division, City of Laredo, Webb County, Texas, said 15,434.57 sq.ft. tract of land being more particularly described by metes and bounds as follows:

BEGINNING at the northeast corner of Block No.1754, Eastern Division, City of Laredo, Webb County, Texas, as recorded in Volume 7, Page 15, Plat Records of Webb County, Texas; also being the northwest corner of this tract of land;

THENCE, South, along the west right-of-way line of Canada Avenue, and the west boundary line of this tract of land, also the east boundary line of said Block No. 1754, a distance of 277.80 feet to the southwest corner of this tract of land and a point of deflection to the left;

THENCE, East, along the north right-of-way line of Thurman Street, and the south boundary line of this tract of land, a distance of 55.56 feet to an exterior corner and a point of deflection to the left;

THENCE, North, along the east right-of-way line of Canada Avenue, and the east boundary line of this tract of land, also being the west boundary line of the Laredo Independent School District as Replat recorded on March 1st. 1989, in volume 7, page 50 of the Webb County Plat Records, a distance of 277.80 feet to an exterior corner of this tract of land and a point of deflection to the left;

THENCE, West, along the south right-of-way line of Palo Blanco Street, and the north boundary line of this tract of land, a distance of 55.56 feet to the **POINT-OF-BEGINNING** of this Tract of Land, containing 15,434.57 sq.ft. (0.3543 of an Acre), more or less, in the Eastern Division of the City of Laredo, Webb County, Texas.

I, **ROGELIO RIVERA**, a Registered Professional Land Surveyor of the State of Texas, do hereby certify that the foregoing description is true and correct to my best knowledge and belief and was prepared from record information available made under my supervision on January 20th, 2004.

WITNESS MY HAND AND SEAL THIS 20th. DAY OF JANUARY, 2004.





ROGELIO RIVERA, P.E., CITY ENGINEER
R.P.L.S. Texas No. 3052

EXHIBIT A

COUNCIL COMMUNICATION

Date: 02/17/04	SUBJECT: FINAL READING OF ORDINANCE NO. 2004-O-006 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 8 and the west 22.56 feet of Lot 7, Block 1692, Eastern Division, located at 2401 Arkansas Ave., from R-3 (Mixed Residential District) to B-1 (Limited Commercial District); providing for publication and effective date. (As Amended) ZC-86b-2003
Initiated by: Victor and Maria De Anda	Staff source: Keith Selman, Planning Director Cynthia Collazo, Asst. City Manager
Prior action: Applicant requested an R-3 to B-3 zone change. On 2/20/03, in a 5-4 vote, the Commission recommended approval of the identical zone change request, which Council subsequently denied on 3/24/03. This item was introduced by Hector J. Garcia at the City Council meeting of 01/12/04. At final reading, on 02/02/04, Council amended their previous B-3 approval in favor of a B-1 designation.	
BACKGROUND <p>Council District: II - Hector J. Garcia</p> <p>Proposed use: Commercial (a used car lot).</p> <p>Site: The site is currently occupied by the applicant's used car lot.</p> <p>Surrounding land uses: Other than the creek, a used car lot, TV. repair shop, and two used car dealerships to the north, the site is completely surrounded by both single and multifamily residential uses.</p> <p>Comprehensive Plan: The Future Land Use Map recognizes this area as Low Density Residential.</p> <p>Transportation Plan The Long Range Thoroughfare Plan identifies Arkansas as a Minor Arterial and a Truck Route.</p> <p>Letters sent to surrounding property owners: 28 In Favor: 0 Opposed: 0</p>	
STAFF COMMENTS <p>The proposed zone change is inappropriate at this location. Though a cursory review of the zoning map might suggest compatibility of this site and the existing large swath of B-3 zoned area directly to the north, the proposed change is inconsistent with the Comprehensive Plan's Low Density Residential designation and the immediate area's established residential land use pattern. To date, this area's zoning and land use boundaries reflect little or no intrusion of incongruous zoning or uses.</p>	
P&Z COMMISSION RECOMMENDATION: The P & Z Commission, in a 6 to 2 vote, recommended approval of the zone change.	STAFF RECOMMENDATION: Staff <u>does not support</u> the proposed zone change.

COUNCIL COMMUNICATION

IMPACT ANALYSIS

B-3 (Community Business District): The purpose of the B-3 District is to provide for those businesses and services serving a trade area larger than a neighborhood, but smaller than the entire city and located primarily along minor or principal arterial streets, as classified in the Transportation Plan of the City of Laredo. It is intended for this zoning classification to exist primarily abutting minor or principal arterial streets while preserving established residential neighborhoods along such streets.

Is this change contrary to the established land use pattern?

Yes, the established land use pattern below the creek is primarily residential.

Would this change create an isolated zoning district unrelated to surrounding districts?

No, the adjoining zoning districts are R-1, B-3, and R-3.

Will change adversely influence living conditions in the neighborhood?

Yes. Although there are many commercial uses on Arkansas, this site happens to be located within an area primarily devoted to residential uses.

Are there substantial reasons why the property can not be used in accord with existing zoning?

No, the existing zoning district allows for sufficient uses that are more compatible with the surrounding area.

CITY OF LAREDO ORDINANCE NO. 2004-O-006

AMENDING THE ZONING ORDINANCE (MAP) OF THE CITY OF LAREDO BY REZONING LOT 8 AND THE WEST 22.56 FEET OF LOT 7, BLOCK 1692, EASTERN DIVISION, LOCATED AT 2401 ARKANSAS AVE., FROM R-3 (MIXED RESIDENTIAL DISTRICT) TO B-1 (LIMITED COMMERCIAL DISTRICT); PROVIDING FOR PUBLICATION AND EFFECTIVE DATE. (AS AMENDED)

WHEREAS, a zone change has been requested by the owners of Lot 8 and the west 22.56 feet of Lot 7, Block 1692, Eastern Division, located at 2401 Arkansas Ave., from R-3 (Mixed Residential District) to B-3 (Community Business District); and,

WHEREAS, the required written notices were sent to surrounding property owners at least ten (10) days before the public hearing held before the Planning and Zoning Commission on December 4, 2003; and,

WHEREAS, the Planning and Zoning Commission, after a public hearing, has recommended **approval** of the proposed zone change; and,

WHEREAS, notice of the zone change request was advertised in the newspaper at least fifteen (15) days prior to the public hearing held before the City of Laredo City Council on this matter; and,

WHEREAS, the City Council has held a public hearing on January 12, 2004, on the request and finds the zone change appropriate and consistent with the General Plan of the City of Laredo; and,

WHEREAS, the City Council does not consider the impact, if any, of private covenants and deed restrictions on the subject property with the adoption of this ordinance; and,

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The Zoning Map of the City of Laredo be and is hereby amended by rezoning Lot 8 and the west 22.56 feet of Lot 7, Block 1692, Eastern Division, located at 2401 Arkansas Ave., from R-3 (Mixed Residential District) to B-1 (Limited Commercial District).

Section 2: This ordinance shall be published in a manner provided by Section 2.09 (D) of the Charter of the City of Laredo.

Section 3: This ordinance shall become effective as and from the date of publication specified in Section 2.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS THE _____ DAY OF _____, 2004.

ELIZABETH G. FLORES
MAYOR

ATTEST:

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:
JAIME FLORES
CITY ATTORNEY

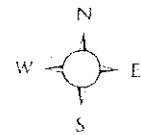


BY: ANTHONY C. MCGETTRICK
ASSISTANT CITY ATTORNEY

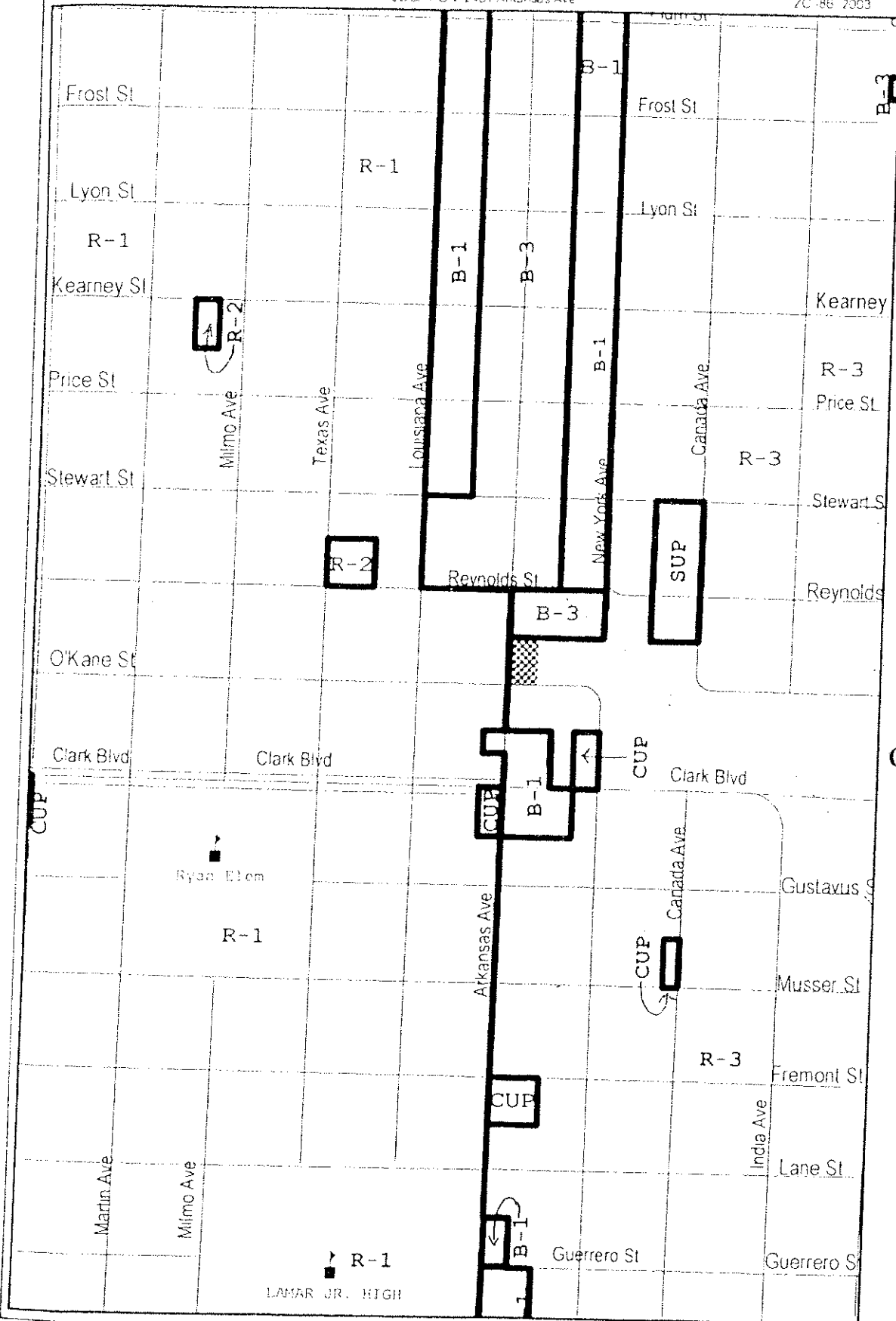
LOCATION 2401 Arkansas Ave

7C -86 2003

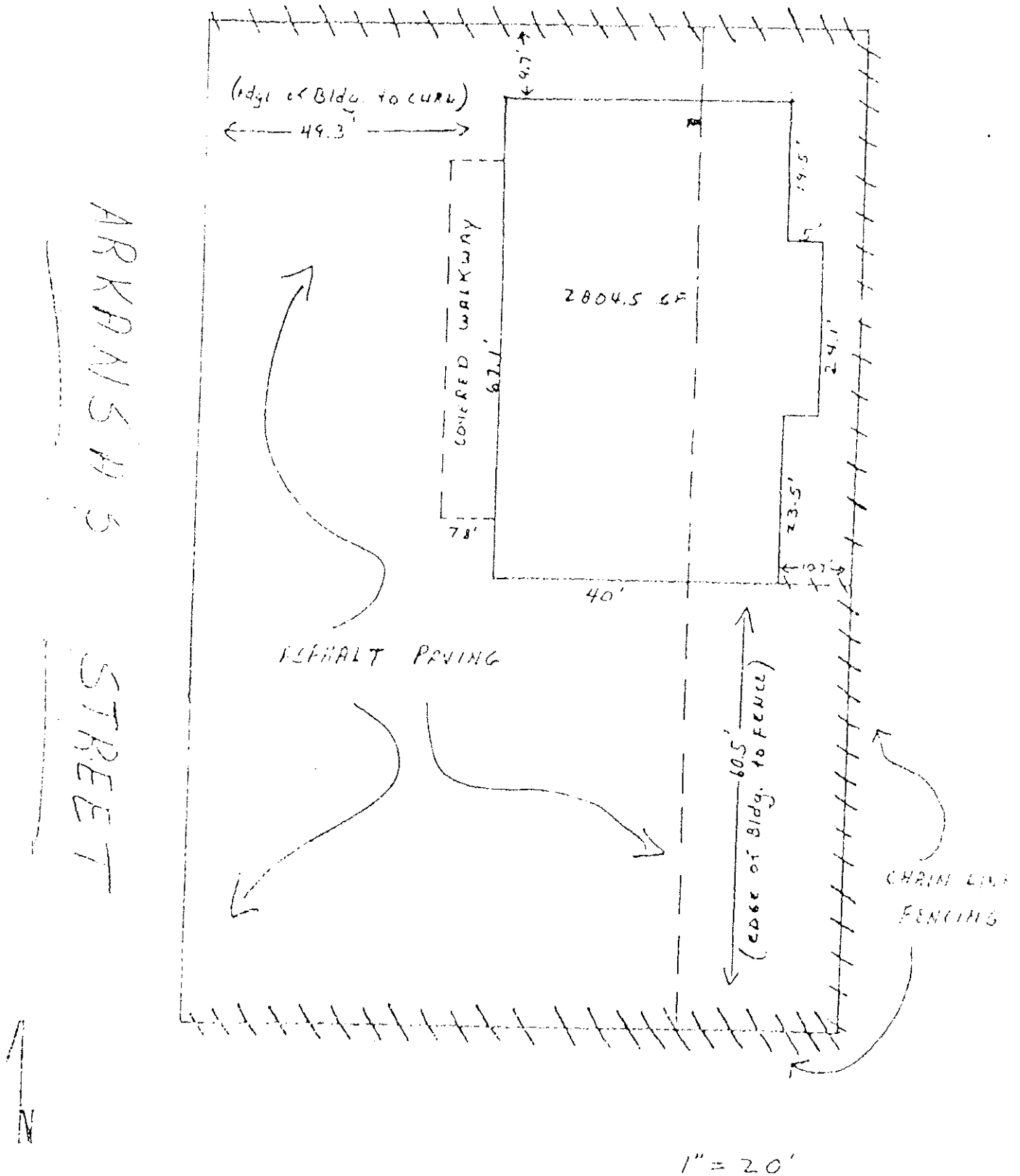
530



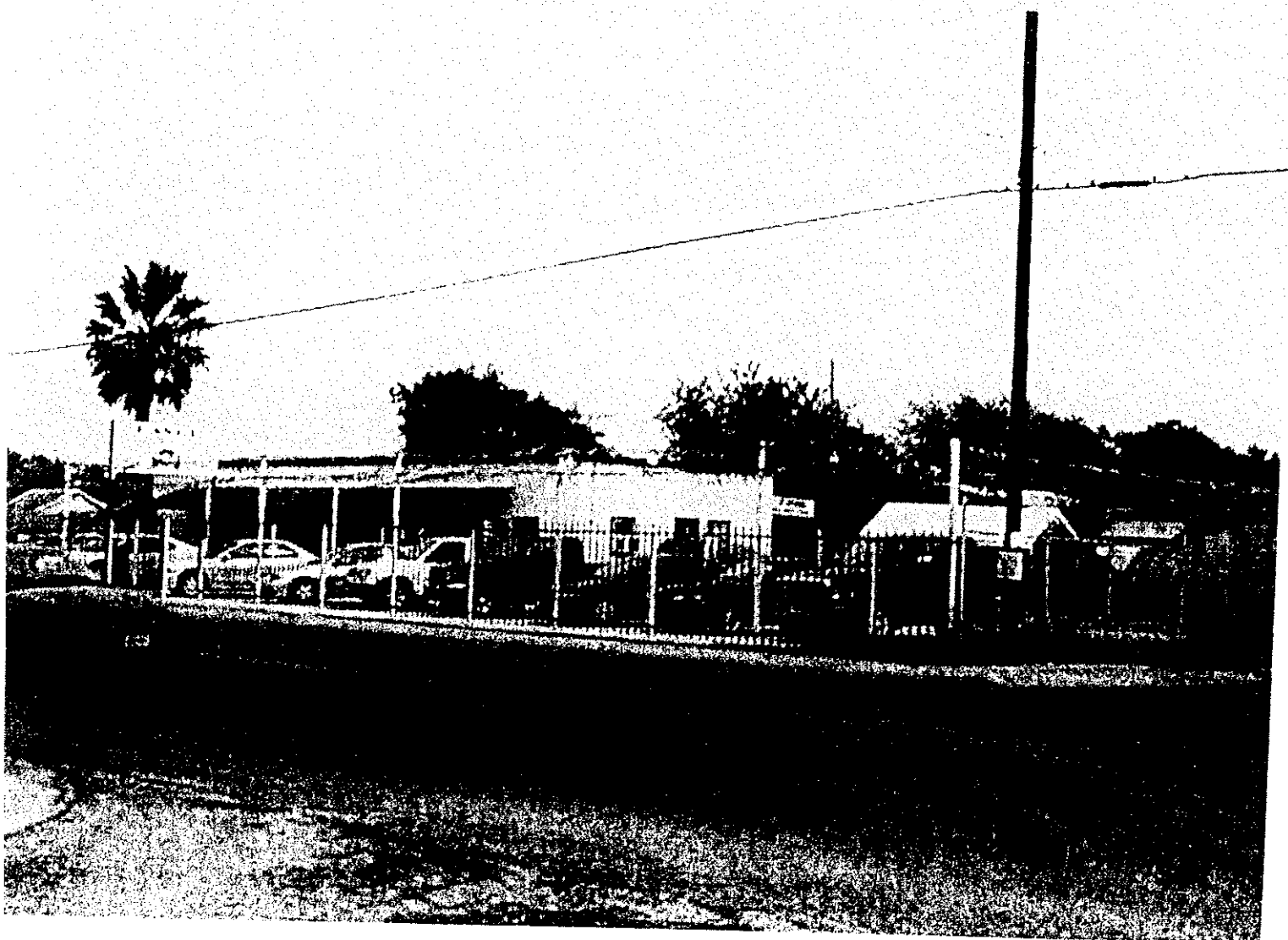
City of Laredo Zoning Map



PT 104 - LOT 8 + THE WEST 22.56' of of 7, BLOCK 1092
STEVEN DIVISION



2401 ARKANSAS



ZC-86-03



ZC-86-03

COUNCIL COMMUNICATION

Date: 02/17/04	SUBJECT: FINAL READING OF ORDINANCE NO. 2004-O-026 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 2 and the east 23 feet of Lot 1, Block 848, Eastern Division, located at 1509 East San Pedro St. from R-3 (Mixed Residential District) to B-1 (Limited Commercial District); providing for publication and effective date. ZC-92b-2003	
Initiated by: F. B. Rodriguez III & Co., Ltd.		Staff source: Keith Selman, Planning Director Cynthia Collazo, Asst. City Manager
Prior action: This item was introduced by John Amaya at the City Council meeting of 02/02/04.		
BACKGROUND Council District: IV – John Amaya Proposed use: Commercial. The site shall provide parking for customers and staff of the minor emergency care clinic located at 1520 San Pedro St. That location also recently submitted a conditional use permit request for a sign whose dimensions would only be allowed in a B-3 zoned district. (Commission recommended denial of that C.U.P request) Site: The site is currently occupied by a single family residential structures and a vacant lot. Surrounding land uses: Mercy Hospital lies to the east; a mix of residential uses and a medical complex lies to the north; and the area west and south of the site is occupied by more mixed residential uses, two warehouses, a Burger King restaurant, Wendy's, a used car dealership, a stucco plastering shop, and a mechanic shop. Comprehensive Plan: The Future Land Use Map recognizes this area as Medium Density Residential. Transportation Plan: The Long Range Thoroughfare Plan does not identify Meadow Ave. or San Pedro St. at this location. Letters sent to surrounding property owners: 31 In Favor: 1 Opposed: 0		
STAFF COMMENTS The proposed zone change is appropriate at this location. Though inconsistent with the Comprehensive Plan, the area demonstrates distinct transitioning characteristics as evidenced by the numerous B-3 zoned areas in the vicinity. Furthermore, by providing the medical clinic's potential customer's with more than adequate parking, the facility will encourage customers to parking within the facility rather than on the street, thereby removing chronic street obstruction as people attempt to parallel park.		
P&Z COMMISSION RECOMMENDATION: The P & Z Commission, in an 8 to 0 vote, recommended approval of the zone change.		STAFF RECOMMENDATION: Staff <u>supports</u> the proposed zone change.

COUNCIL COMMUNICATION

STAFF COMMENTS

B-1 (Limited Commercial District): The purpose of the B-1 is to provide for business and commercial development serving a limited geographic area or neighborhood.

Is this change contrary to the established land use pattern?

No, there are several other commercial uses in the area.

Would this change create an isolated zoning district unrelated to surrounding districts?

No, the surrounding zoning districts are R-3 and B-3.

Will change adversely influence living conditions in the neighborhood?

No, the proposed use should not significantly impact the surrounding area.

Are there substantial reasons why the property can not be used in accord with existing zoning?

No, the current zoning allows for sufficient uses compatible with the surrounding area.

CITY OF LAREDO ORDINANCE NO. 2004-O-026

AMENDING THE ZONING ORDINANCE (MAP) OF THE CITY OF LAREDO BY REZONING LOT 2 AND THE EAST 23 FEET OF LOT 1, BLOCK 848, EASTERN DIVISION, LOCATED AT 1509 EAST SAN PEDRO ST. FROM R-3 (MIXED RESIDENTIAL DISTRICT) TO B-1 (LIMITED COMMERCIAL DISTRICT); PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

WHEREAS, a zone change has been requested by the owners of Lot 2 and the east 23 feet of Lot 1, Block 848, Eastern Division, located at 1509 East San Pedro St. from R-3 (Mixed Residential District) to B-1 (Limited Commercial District); and,

WHEREAS, the required written notices were sent to surrounding property owners at least ten (10) days before the public hearing held before the Planning and Zoning Commission on January 8, 2004; and,

WHEREAS, the Planning and Zoning Commission, after a public hearing, has recommended **approval** of the proposed zone change; and,

WHEREAS, notice of the zone change request was advertised in the newspaper at least fifteen (15) days prior to the public hearing held before the City of Laredo City Council on this matter; and,

WHEREAS, the City Council has held a public hearing on February 2, 2004, on the request and finds the zone change appropriate and consistent with the General Plan of the City of Laredo; and,

WHEREAS, the City Council does not consider the impact, if any, of private covenants and deed restrictions on the subject property with the adoption of this ordinance; and,

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The Zoning Map of the City of Laredo be and is hereby amended by rezoning Lot 2 and the east 23 feet of Lot 1, Block 848, Eastern Division, located at 1509 East San Pedro St. from R-3 (Mixed Residential District) to B-1 (Limited Commercial District).

Section 2: This ordinance shall be published in a manner provided by Section 2.09 (D) of the Charter of the City of Laredo.

Section 3: This ordinance shall become effective as and from the date of publication specified in Section 2.

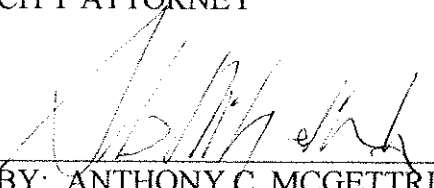
PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS THE _____ DAY OF _____, 2004.

ELIZABETH G. FLORES
MAYOR

ATTEST:

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:
JAIME FLORES
CITY ATTORNEY



BY: ANTHONY C. MCGETTRICK
ASSISTANT CITY ATTORNEY

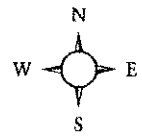
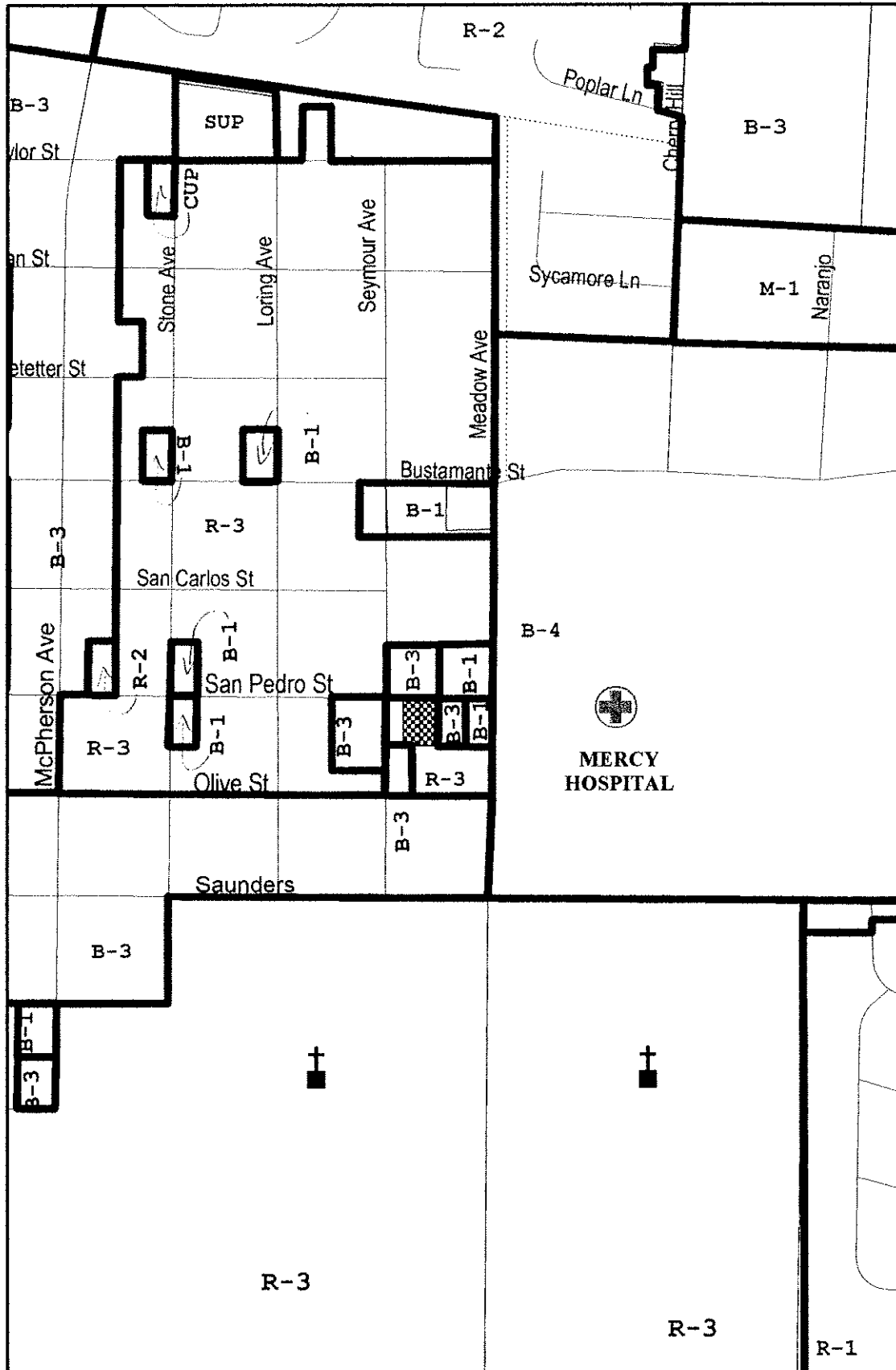
**Rezone from R-3 (Mixed Residential District)
To B-1 (Limited Business District)**

City of Laredo
Planning Department
Feet

LOCATION: 1509 San Pedro St

ZC - 92 - 2003

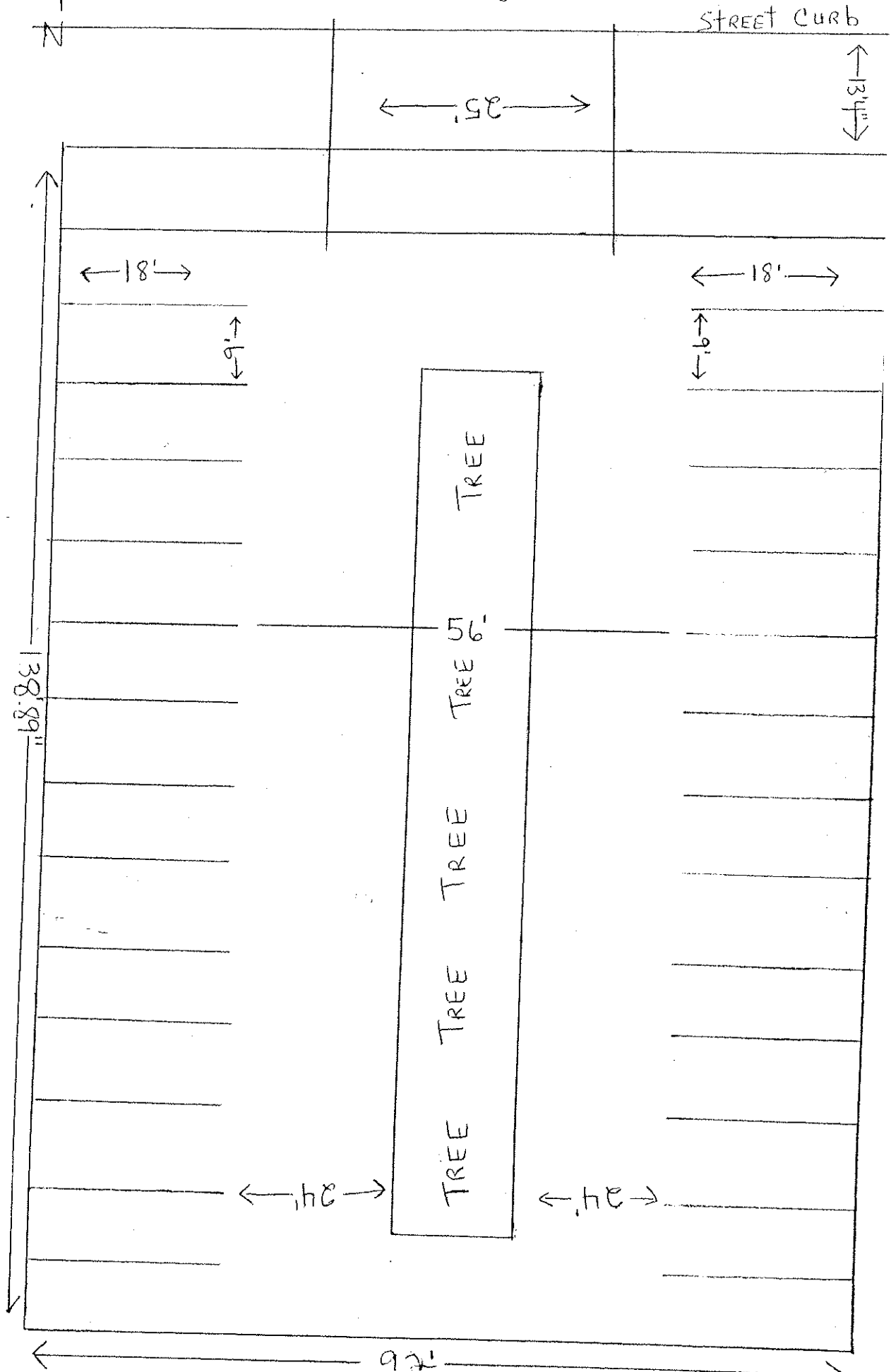
500



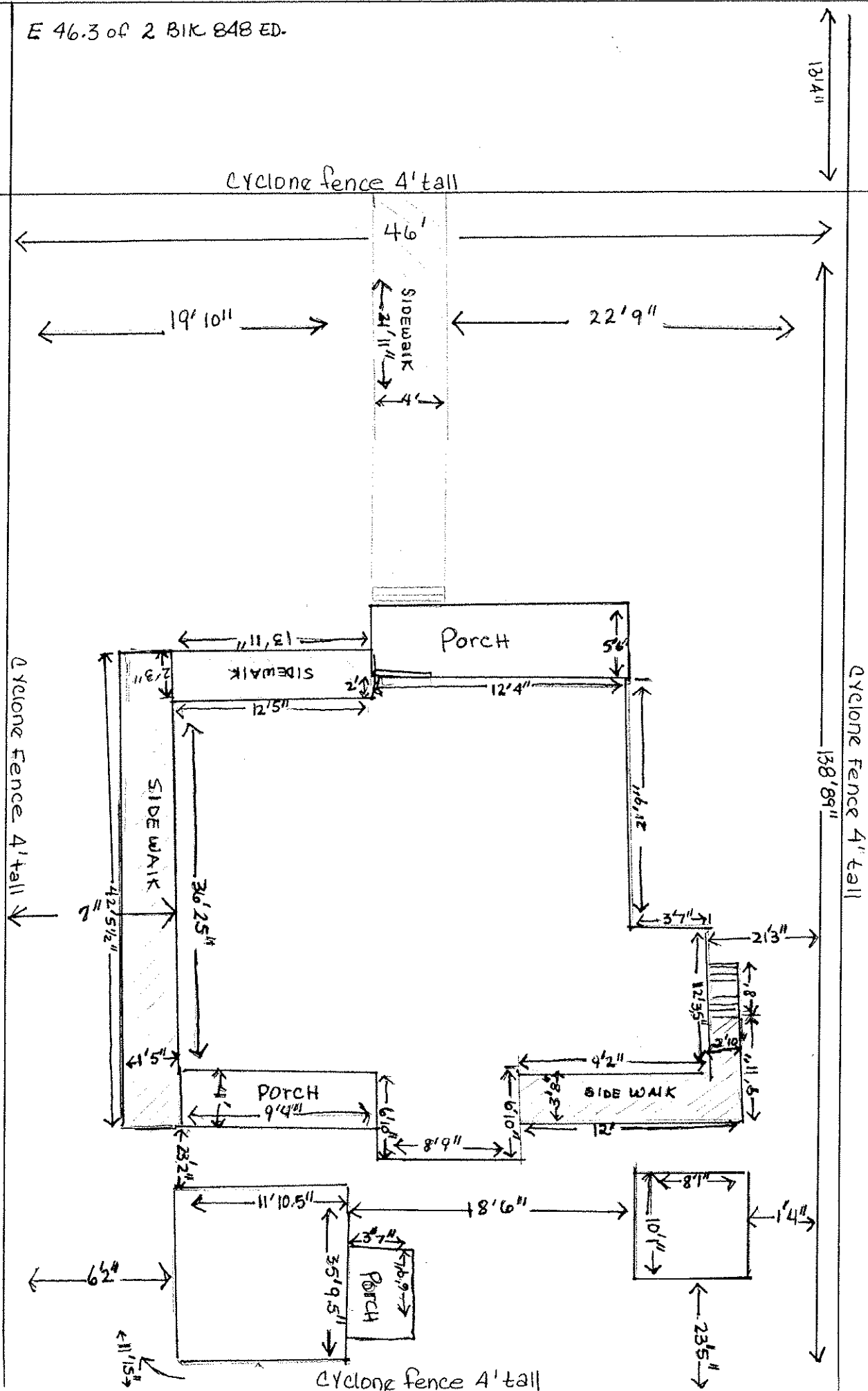
**City of Laredo
Zoning Map**



Proposed Parking for Employees



E 46.3 of 2 BIK 848 ED.



W 23' of 2 & E 23' of B1K848 ED.

13'4"

46'

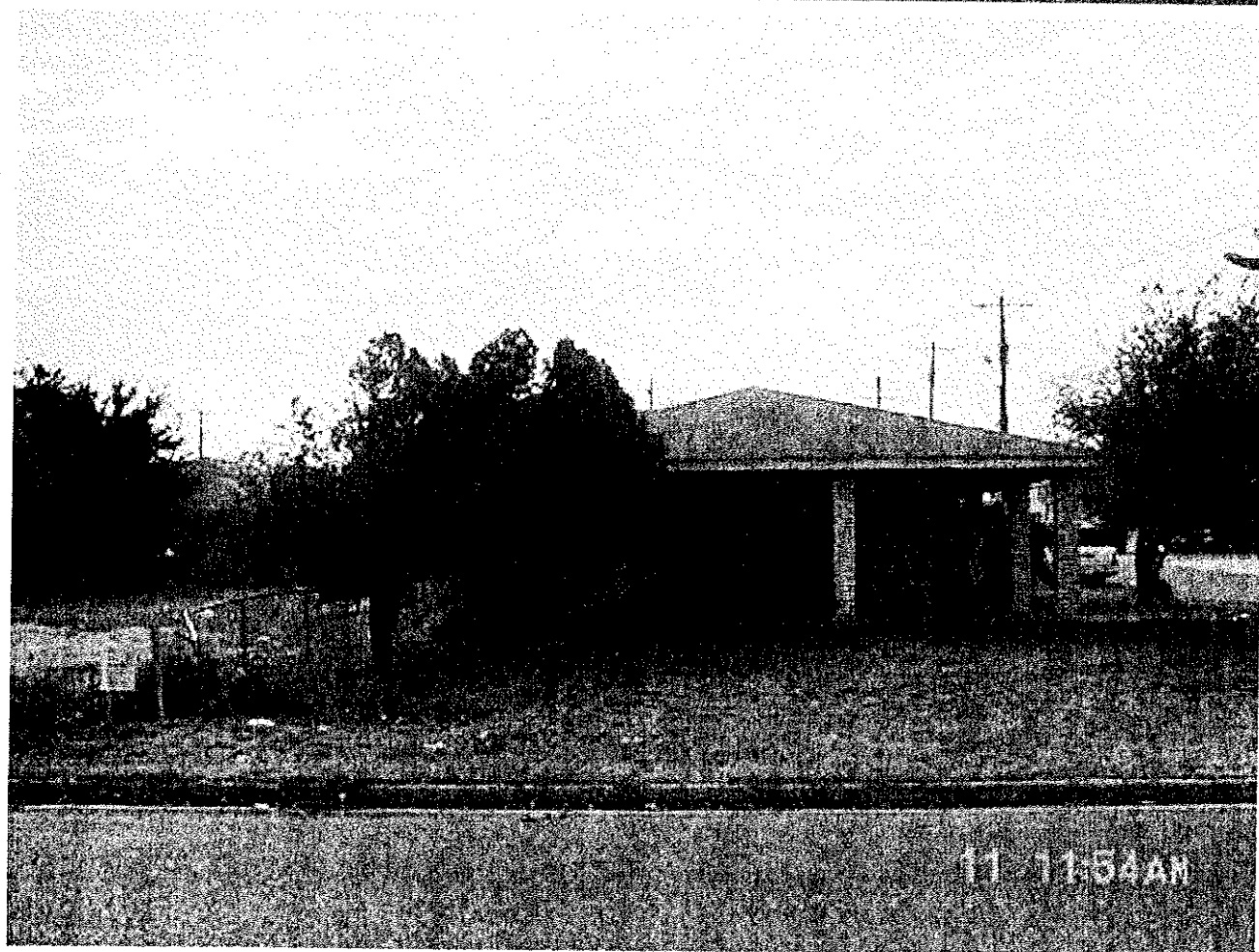
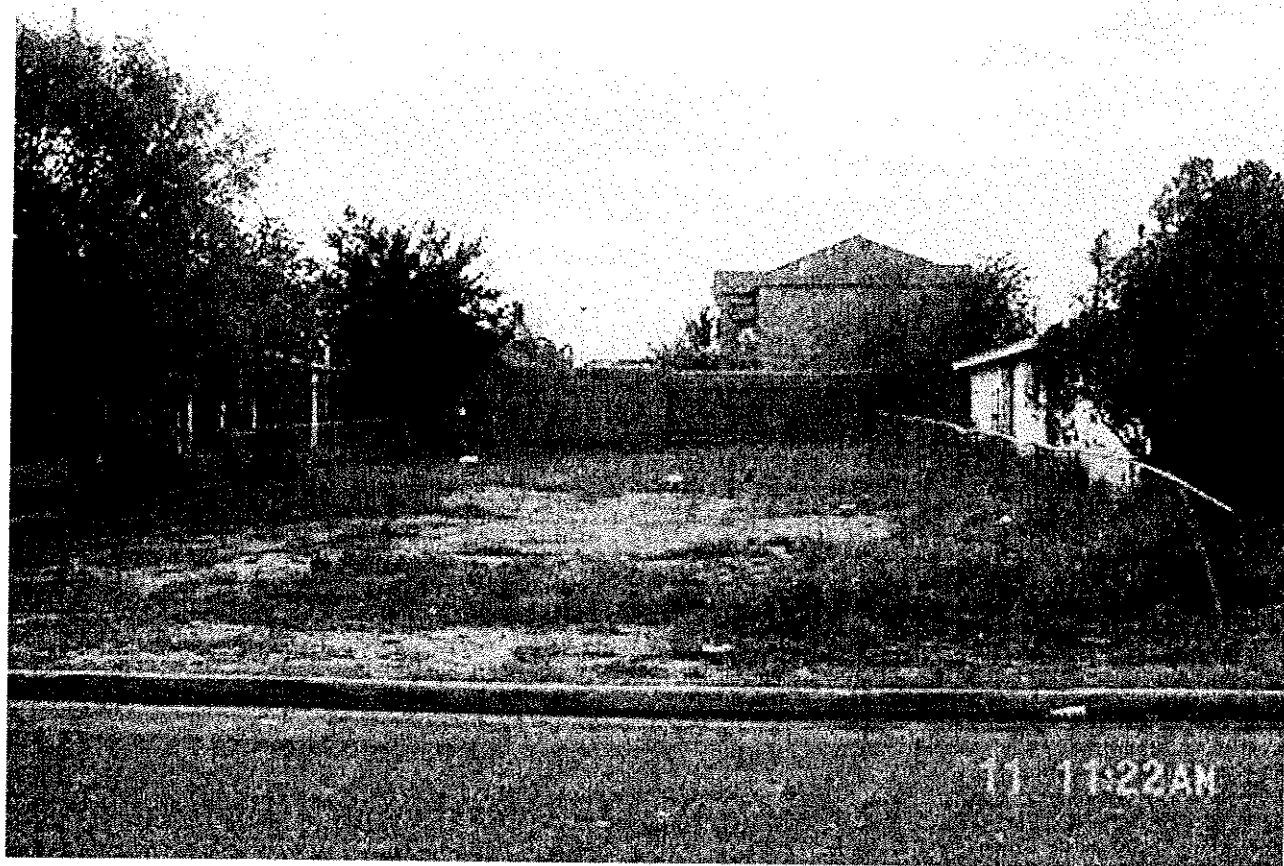
138'89"

cyclone fence 4' tall

cyclone fence 4' tall

cyclone fence 4' tall





ZC-92-2003

COUNCIL COMMUNICATION

Date: 02/17/04	SUBJECT: FINAL READING OF ORDINANCE NO. 2004-O-027 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 37.34 acres, as further described by metes and bounds in attached Exhibit "A", located west of Mines Road and south of Bob Bullock Loop, from R-1 (Single Family Residential District), B-4 (Highway Commercial District) and M-1 (Light Manufacturing District) to B-3 (Community Business District); providing for publication and effective date. ZC-93b-2003	
Initiated by: Fasken, Ltd.		Staff source: Keith Selman, Planning Director Cynthia Collazo, Asst. City Manager
Prior action: This item was introduced by Jose A. Valdez at the City Council meeting of 02/02/04.		
BACKGROUND <p>Council District: VII – Jose A. Valdez, Jr.</p> <p>Proposed use: Commercial</p> <p>Site: The site is currently vacant.</p> <p>Surrounding land uses: The site is surrounded by vacant and undeveloped land with the exception of Bob Bullock Loop to the north, International Bridge IV to the northwest, and Mines Road and a fire station to the east.</p> <p>Comprehensive Plan: The Future Land Use Map recognizes this area as Retail/Office and Warehouse/Light Industrial.</p> <p>Transportation Plan: The Long Range Thoroughfare Plan identifies Loop 20 as a Major Arterial and a Truck Route and Mines Road as Truck Route and a Super Street at this location.</p> <p>Letters sent to surrounding property owners: 6 In Favor: 0 Opposed: 1</p>		
STAFF COMMENTS <p>The proposed zone change is appropriate at this location. The proposed zone change is consistent with the Comprehensive Plan, the areas proposed master plan and the area's proposed and existing zoning designations.</p>		
P&Z COMMISSION RECOMMENDATION: The P & Z Commission, in an 8 to 0 vote, recommended approval of the zone change.		STAFF RECOMMENDATION: Staff <u>supports</u> the proposed zone change.

COUNCIL COMMUNICATION

IMPACT ANALYSIS

B-3 (Community Business District): The purpose of the B-3 District is to provide for those businesses and services serving a trade area larger than a neighborhood, but smaller than the entire city and located primarily along minor or principal arterial streets, as classified in the Transportation Plan of the City of Laredo. It is intended for this zoning classification to exist primarily abutting minor or principal arterial streets while preserving established residential neighborhoods along such streets.

Is this change contrary to the established land use pattern?

No, aside from the bridge and the fire station the area is surrounded by vacant and undeveloped land.

Would this change create an isolated zoning district unrelated to surrounding districts?

No, the proposed zoning will be congruent to existing and proposed districts.

Will change adversely influence living conditions in the neighborhood?

N/A.

Are there substantial reasons why the property can not be used in accord with existing zoning?

No, the current zoning allows for uses that are compatible with the surrounding area.

CITY OF LAREDO ORDINANCE NO. 2004-O-027

AMENDING THE ZONING ORDINANCE (MAP) OF THE CITY OF LAREDO BY 37.34 ACRES, AS FURTHER DESCRIBED BY METES AND BOUNDS IN ATTACHED EXHIBIT "A", LOCATED AT THE WEST OF MINES ROAD AND SOUTH OF BOB BULLOCK LOOP, FROM R-1 (SINGLE FAMILY RESIDENTIAL DISTRICT), B-4 (HIGHWAY COMMERCIAL DISTRICT) AND M-1 (LIGHT MANUFACTURING DISTRICT) TO B-3 (COMMUNITY BUSINESS DISTRICT); PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

WHEREAS, a zone change has been requested by the owners of 37.34 acres, as further described by metes and bounds in attached Exhibit "A", located at the west of Mines Road and south of Bob Bullock Loop, from R-1 (Single Family Residential District), B-4 (Highway Commercial District) and M-1 (Light Manufacturing District) to B-3 (Community Business District); and,

WHEREAS, the required written notices were sent to surrounding property owners at least ten (10) days before the public hearing held before the Planning and Zoning Commission on January 8, 2004; and,

WHEREAS, the Planning and Zoning Commission, after a public hearing, has recommended **approval** of the proposed zone change; and,

WHEREAS, notice of the zone change request was advertised in the newspaper at least fifteen (15) days prior to the public hearing held before the City of Laredo City Council on this matter; and,

WHEREAS, the City Council has held a public hearing on February 2, 2004, on the request and finds the zone change appropriate and consistent with the General Plan of the City of Laredo; and,

WHEREAS, the City Council does not consider the impact, if any, of private covenants and deed restrictions on the subject property with the adoption of this ordinance; and,

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The Zoning Map of the City of Laredo be and is hereby amended by rezoning 37.34 acres, as further described by metes and bounds in attached Exhibit "A", located at the west of Mines Road and south of Bob Bullock Loop, from R-1 (Single Family Residential District), B-4 (Highway Commercial District) and M-1 (Light Manufacturing District) to B-3 (Community Business District).

Section 2: This ordinance shall be published in a manner provided by Section 2.09 (D) of the Charter of the City of Laredo.

Section 3: This ordinance shall become effective as and from the date of publication specified in Section 2.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS THE _____ DAY OF _____, 2004.

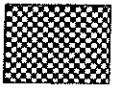
ELIZABETH G. FLORES
MAYOR

ATTEST:

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:
JAIME FLORES
CITY ATTORNEY

BY: ANTHONY C. MCGETTRICK
ASSISTANT CITY ATTORNEY



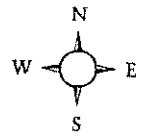
Rezone from R-1 (Single Family Residential District),
B-4 (Highway Commercial District) and
M-1 (Light Manufacturing District)
To B-3 (Community Business District)

LOCATION: Bub Bullock Lp and FM 1472

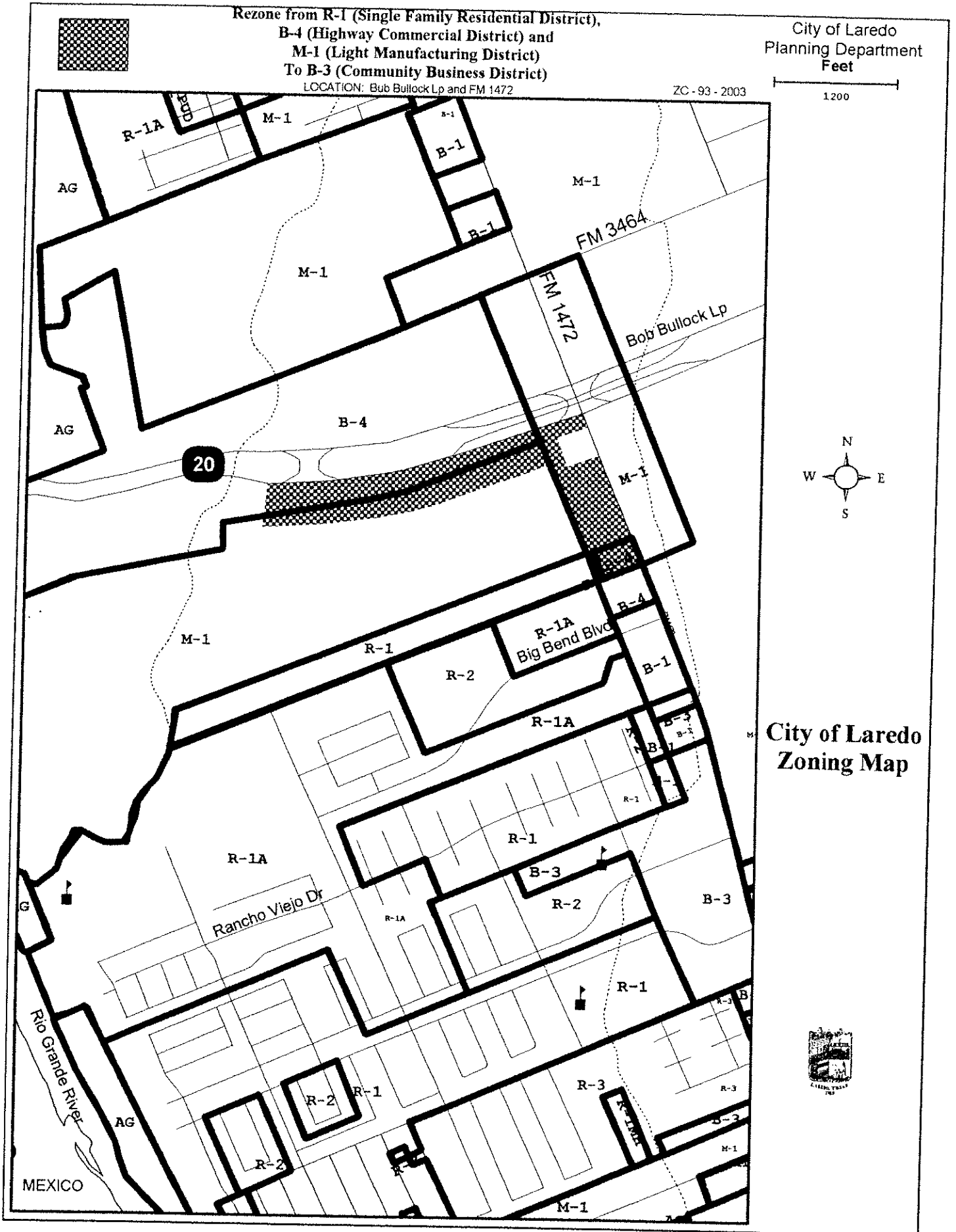
ZC - 93 - 2003

City of Laredo
Planning Department
Feet

1200



City of Laredo
Zoning Map



PORTION 19
PORTION 20

INTERNATIONAL BRIDGE IV
CITY OF LAREDO
VOL. 84, PG. 10, P.W.C.T.

MEXICO
RIO GRANDE RIVER
UNITED STATES

BOB BULLOCK LOOP
CITY OF LAREDO
VOL. 10, PG. 10, P.W.C.T.

B-3
PROPOSED
27.566 ACRES

362.7216 ACRES
RATHMELL AND GILPIN
SURVEY MAP RG-10-2003-ESWQ

LINE	BEARING	DISTANCE
1	S 87° 00' 00" W	34.00
2	S 87° 00' 00" W	34.00
3	S 87° 00' 00" W	34.00
4	S 87° 00' 00" W	34.00
5	S 87° 00' 00" W	34.00
6	S 87° 00' 00" W	34.00
7	S 87° 00' 00" W	34.00
8	S 87° 00' 00" W	34.00
9	S 87° 00' 00" W	34.00
10	S 87° 00' 00" W	34.00
11	S 87° 00' 00" W	34.00
12	S 87° 00' 00" W	34.00
13	S 87° 00' 00" W	34.00
14	S 87° 00' 00" W	34.00
15	S 87° 00' 00" W	34.00
16	S 87° 00' 00" W	34.00
17	S 87° 00' 00" W	34.00
18	S 87° 00' 00" W	34.00
19	S 87° 00' 00" W	34.00
20	S 87° 00' 00" W	34.00
21	S 87° 00' 00" W	34.00
22	S 87° 00' 00" W	34.00
23	S 87° 00' 00" W	34.00
24	S 87° 00' 00" W	34.00
25	S 87° 00' 00" W	34.00
26	S 87° 00' 00" W	34.00
27	S 87° 00' 00" W	34.00
28	S 87° 00' 00" W	34.00
29	S 87° 00' 00" W	34.00
30	S 87° 00' 00" W	34.00
31	S 87° 00' 00" W	34.00
32	S 87° 00' 00" W	34.00
33	S 87° 00' 00" W	34.00
34	S 87° 00' 00" W	34.00
35	S 87° 00' 00" W	34.00
36	S 87° 00' 00" W	34.00
37	S 87° 00' 00" W	34.00
38	S 87° 00' 00" W	34.00
39	S 87° 00' 00" W	34.00
40	S 87° 00' 00" W	34.00
41	S 87° 00' 00" W	34.00
42	S 87° 00' 00" W	34.00
43	S 87° 00' 00" W	34.00
44	S 87° 00' 00" W	34.00
45	S 87° 00' 00" W	34.00
46	S 87° 00' 00" W	34.00
47	S 87° 00' 00" W	34.00
48	S 87° 00' 00" W	34.00
49	S 87° 00' 00" W	34.00
50	S 87° 00' 00" W	34.00

CURVE	RADIUS	LENGTH	DELTA	TANGENT	CHORD	BEARING
1	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
2	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
3	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
4	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
5	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
6	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
7	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
8	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
9	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
10	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
11	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
12	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
13	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
14	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
15	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
16	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
17	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
18	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
19	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
20	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
21	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
22	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
23	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
24	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
25	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
26	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
27	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
28	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
29	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
30	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
31	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
32	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
33	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
34	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
35	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
36	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
37	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
38	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
39	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
40	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
41	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
42	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
43	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
44	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
45	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
46	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
47	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
48	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
49	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W
50	300.00	100.00	180.00	150.00	150.00	S 87° 00' 00" W

F.M. 1472

DEERFIELD-PHASE IV
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE V
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE VI
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE VII
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE VIII
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE IX
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE X
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XI
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XII
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XIII
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XIV
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XV
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XVI
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XVII
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XVIII
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XIX
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XX
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XXI
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XXII
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XXIII
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XXIV
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XXV
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XXVI
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XXVII
VOL. 18, PG. 10, P.W.C.T.
10-25-04

DEERFIELD-PHASE XXVIII
VOL. 18, PG. 10, P.W.C.T.
10-25-04

MAP OF LAREDO, MEXICO, AND ADJACENT TEXAS STATE PLANE NORTH ARIZONA COORDINATE GRID

EMBARCADERO SOUTHWEST QUADRANT

PROPOSED B-3
LAREDO, TEXAS

PREPARED UNDER THE DIRECT
SUPERVISION OF JACOB RATHMELL JR.
FROM DEEDS AND RECORDS AVAILABLE.



RK
RATHMELL & GILPIN
ENGINEERS
SURVEYORS
PLANNERS
THE COMPANY'S OFFICE IS
LOCATED IN LAREDO,
TEXAS 78040

DATE: 12/6/03
BY: J. RATHMELL
CHECKED: J. GILPIN
SCALE: AS SHOWN
SHEET NO. 5 OF 5

B-3
37.3408 ACRES

LEGAL DESCRIPTION OF A 37.3408 ACRE PARCEL OF LAND OUT OF A 362.7216 ACRE PARCEL OF LAND AS DESCRIBED IN THE SURVEY MAP RG-10-2003-ESWQ OUT OF A 1530.61 ACRE PARCEL OF LAND, BEING SITUATED IN PORCION 20, ABSTRACT 48, ORIGINAL GRANTEE BAUTISTA GARCIA AND PORCION 21, ABSTRACT 49, ORIGINAL GRANTEE LEONARDO GARCIA AND SURVEY 2415, F. AND I. FARIAS ORIGINAL GRANTEES, RECORDED ON THE DATE OF FEBRUARY 13, 1996, IN VOLUME 382, PAGES 899 THRU 904, OFFICIAL PUBLIC RECORDS OF WEBB COUNTY, TEXAS.

Beginning at a found concrete monument situated on the west line of F.M. 1472 Right-of-Way recorded in Volume 406, Page 73, Deed Records of Webb County, Texas, being the northeast corner of Bustamante Tract recorded in Volume 380, Page 534, Deed Records of Webb County, Texas for the **POINT OF BEGINNING** of this 37.3408 acre parcel and the **southeasterly** corner hereof;

Thence, S67°45'34"W, along the common division line of herein described parcel and said Bustamante Tract, a distance of 308.42 feet to a set 1/2 inch iron rod with yellow plastic cap marked "R&G", for a point of deflection hereof;

Thence, S67°33'33"W, along the common division line of herein described parcel and Deerfield-Phase IV recorded in Volume 18, Page 28, Plat Records of Webb County, Texas, a distance of 21.58 feet for the **most southerly southwest corner** hereof;

Thence, N22°26'27"W, a distance of 976.33 feet for a point of deflection hereof;

Thence, N30°46'17"W, a distance of 101.07 feet for a point of deflection hereof;

Thence, N22°24'48"W, a distance of 528.01 feet for an interior corner hereof;

Thence, S67°35'12"W, a distance of 872.14 feet for a point of curvature hereof;

Thence, along a curve to the right, with a chord bearing S76°10'24"W, 597.22 feet, subtended by an arc with a radius of 2,000.00 feet, a distance of 599.46 feet for a point of tangency hereof;

Thence, S84°45'36"W, a distance of 148.93 feet for a point of curvature hereof;

Thence, along a curve to the right, with a chord bearing N85°26'12"W, 1021.60 feet, subtended by an arc with a radius of 3,000.00 feet, a distance of 1026.61 feet for a point of tangency hereof;

Thence, N75°38'00"W, a distance of 190.58 feet for the **most westerly southwest corner** hereof;

Thence, N14°22'00"E, a distance of 373.85 feet for the **most westerly northwest corner** hereof;

Thence, along the following points of deflection for the common division line of herein described parcel and the Bob Bullock Loop Right-of-Way recorded in Volume 712, Page 1, Official Public Records of Webb County, Texas:

S75°38'00"E, a distance of 45.00 feet to a set 1/2 inch iron rod with yellow plastic cap marked "R&G", for a point of deflection hereof;

N41°42'59"E, a distance of 35.75 feet to a set railroad spike, for a point of deflection hereof;

S75°38'00"E, a distance of 87.56 feet to a set 1/2 inch iron rod with yellow plastic cap marked "R&G", for a point of curve of a non tangent curve hereof;

Thence, along a curve to the left, with a chord bearing N85°37'51"E, 1,902.22 feet, subtended by an arc with a radius of 2991.86 feet, a distance of 1935.81 feet for the common division line of herein described parcel and said Bob Bullock Loop Right-of-Way to a set 1/2 inch iron rod with yellow plastic cap marked "R&G", for a point of deflection hereof;

EXHIBIT "A"

Thence, along the following points of deflection for the common division line of herein described parcel and said Bob Bullock Loop Right-of-Way:
N67°15'16"E, a distance of 768.74 feet to a found 1/2 inch iron rod, for a point of deflection hereof;
S76°20'31"E, a distance of 91.10 feet to a found 1/2 inch iron rod, for **the most easterly northeast corner** hereof;

Thence, S22°24'48"E, along the common division line of herein described parcel and the west line of said F.M. 1472 Right-of-Way, a distance of 155.21 feet to a found 1/2 inch iron rod being the most easterly northeast corner of the City of Laredo Fire Station Property recorded in Volume 1489, Page 886, Official Public Records of Webb County, Texas, and Volume 950, Page 849, Real Property Records of Webb County, Texas, for an exterior corner hereof;

Thence, N67°24'47"W, along the common division line of herein described parcel and said City of Laredo Fire Station Tract, a distance of 21.21 feet to a found 1/2 inch iron rod for a point of deflection hereof;

Thence, S67°35'15"W, along the common division line of herein described parcel and the north line of said City of Laredo Fire Station Tract, a distance of 280.16 feet to a set 1/2 inch iron rod with yellow plastic cap marked "R&G", for an interior corner hereof;

Thence S22°24'48"E, along the common division line of herein described parcel and the west line of said City of Laredo Fire Station Tract, a distance of 295.54 feet to a found 1/2 inch iron rod for an interior corner hereof;

Thence N67°35'15"E, along the common division line of herein described parcel and the south line of said City of Laredo Fire Station Tract, a distance of 295.16 feet to a found 1/2 inch iron rod, for an exterior corner hereof;


Thence S22°24'48"E, along the common division line of herein described parcel and the west line of said F.M. 1472 Right-of-Way, a distance of 1,477.44 feet for said **POINT OF BEGINNING**, containing within these metes and bounds 37.3408 acres of land, more or less.

BASIS OF BEARINGS: NAD 83/NAVD88, STATE PLANE 4205 COORDINATES, GRID

STATE OF TEXAS
COUNTY OF WEBB

I, Jacob G. Rathmell Jr., the undersigned Registered Professional Land Surveyor, do hereby certify that the foregoing metes and bounds description is true and correct to my best knowledge and belief and was prepared under my direction and from office records available.

WITNESS MY HAND AND SEAL



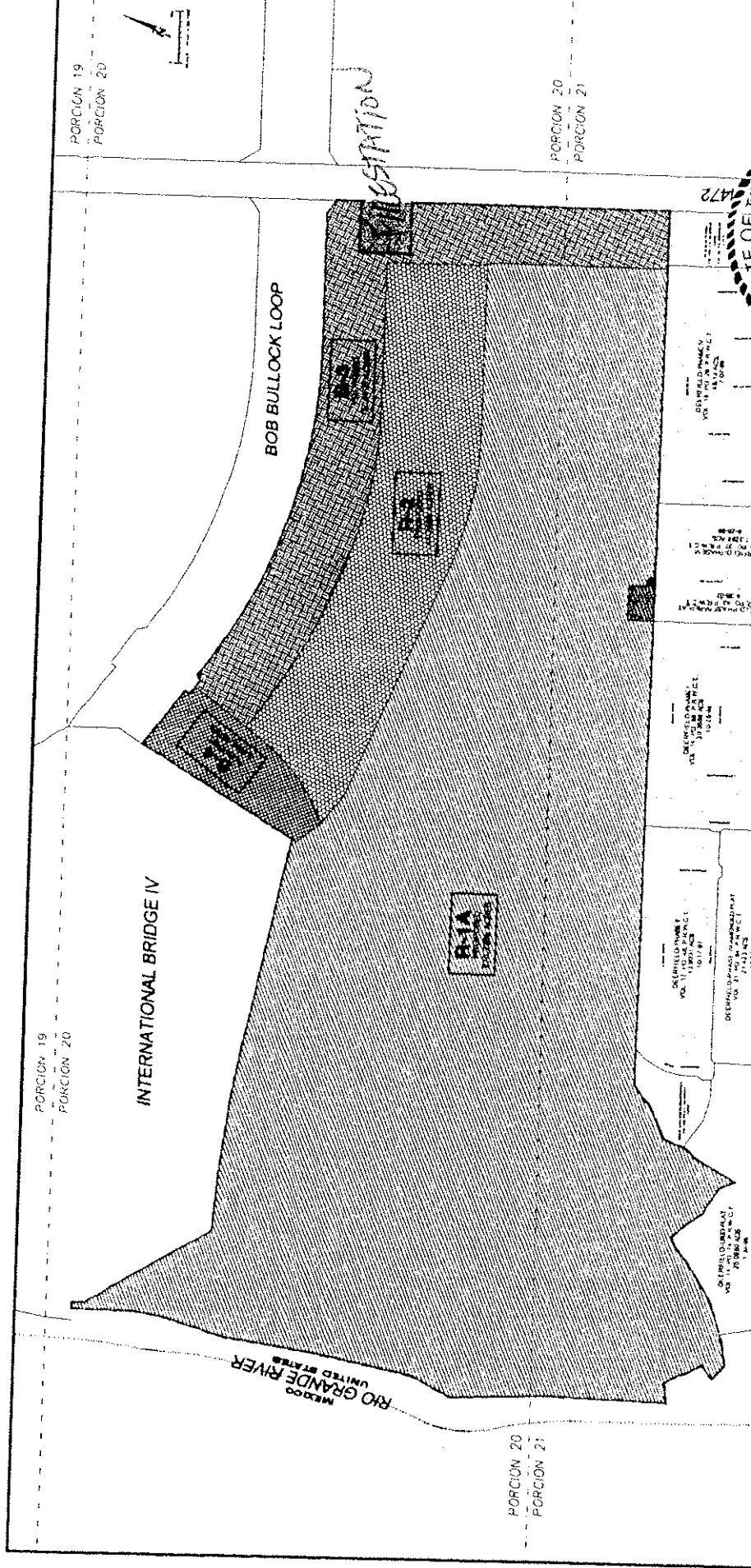
Jacob G. Rathmell Jr.
11/18/2003

EXHIBIT "A"

PROPOSED ZONING LAYOUT

OF
A 362.7218 ACRE PARCEL OF LAND
OUT OF

A 1530.81 ACRE PARCEL OF LAND BEING SITUATED IN PORCIÓN 20, ABSTRACT 48, ORIGINAL GRANTEE BAUTISTA GARCIA AND PORCIÓN 21, ABSTRACT 49, ORIGINAL GRANTEE LEONARDO GARCIA AND SURVEY 2415, F AND I FARIAS ORIGINAL GRANTEES, AS RECORDED ON THE DATE OF FEBRUARY 13, 1998, IN VOLUME 342, PGS 889 - 894, OF FICIAL PUBLIC RECORDS OF WEBB COUNTY, TEXAS



LEGEND

	PROPOSED P-1A		PROPOSED B-3
	275.285 ACRES		37.340 ACRES
	PROPOSED R-2		PROPOSED R-4
	41.2495 ACRES		8.4574 ACRES



11-19-03



ZC-93-2003

COUNCIL COMMUNICATION

Date: 02/17/04	SUBJECT: FINAL READING OF ORDINANCE NO. 2004-O-028 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 10.06 acres, as further described by metes and bounds in attached Exhibit "A", located east of Country Club Dr. and south of Del Mar Blvd., from R-1 (Single Family Residential District) to R-2 (Multi-Family Residential District); providing for publication and effective date. <div style="text-align: right;">ZC-102-2003</div>	
Initiated by: Gateway Centennial Development Corp.		Staff source: Keith Selman, Planning Director Cynthia Collazo, Asst. City Manager
Prior action: This item was introduced by Eliseo Valdez, Jr. at the City Council meeting of 02/02/04.		
BACKGROUND Council District: V – Eliseo Valdez, Jr. Proposed use: Residential Site: The site is currently vacant and undeveloped. Surrounding land uses: The site is surrounded by vacant and undeveloped land with the exceptions of two large condominium complexes, two gas stations, a post office, an engineering company and Del Mar Blvd. to the north. Comprehensive Plan: The Future Land Use Map recognizes this area as Medium Density Residential. Transportation Plan: The Long Range Thoroughfare Plan identifies Del Mar Blvd. as a Modified Major Arterial, but does not identify County Club Dr. Letters sent to surrounding property owners: 5 In Favor: 1 Opposed: 0		
STAFF COMMENTS The proposed zone change is appropriate at this location. The proposed change is consistent with the Comprehensive Plan, the surrounding zoning designations and the existing land use pattern. Note: The tract will be subject to an avigation easement at the time of platting.		
P&Z COMMISSION RECOMMENDATION: The P & Z Commission, in a 7 to 0 vote, recommended approval of the zone change.		STAFF RECOMMENDATION: Staff <u>supports</u> the proposed zone change.

COUNCIL COMMUNICATION

IMPACT ANALYSIS

R-2 (Multi-Family Residential District): The purpose of the R-2 is to provide an area for higher density residential uses and those public and semi-public uses normally considered an integral part of the neighborhood they serve.

Is this change contrary to the established land use pattern?

No, the existing condominium complexes in the vicinity are similar in intensity to those uses allowed by the R-2 designation.

Would this change create an isolated zoning district unrelated to surrounding districts?

No, the adjoining zoning districts are R-2 and R-1.

Will change adversely influence living conditions in the neighborhood?

No, the existing condominium complexes in the vicinity are similar in intensity to those uses allowed by the R-2 designation.

Are there substantial reasons why the property can not be used in accord with existing zoning?

No, the current zoning allows for sufficient uses compatible with the surrounding area.

CITY OF LAREDO ORDINANCE NO. 2004-O-028

AMENDING THE ZONING ORDINANCE (MAP) OF THE CITY OF LAREDO BY 10.06 ACRES, AS FURTHER DESCRIBED BY METES AND BOUNDS IN ATTACHED EXHIBIT "A", LOCATED EAST OF COUNTRY CLUB DR. AND SOUTH OF DEL MAR BLVD., FROM R-1 (SINGLE FAMILY RESIDENTIAL DISTRICT) TO R-2 (MULTI-FAMILY RESIDENTIAL DISTRICT); PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

WHEREAS, a zone change has been requested by the owners of 10.06 acres, as further described by metes and bounds in attached Exhibit "A", located east of Country Club Dr. and south of Del Mar Blvd., from R-1 (Single Family Residential District) to R-2 (Multi-Family Residential District); and,

WHEREAS, the required written notices were sent to surrounding property owners at least ten (10) days before the public hearing held before the Planning and Zoning Commission on January 8, 2004; and,

WHEREAS, the Planning and Zoning Commission, after a public hearing, has recommended **approval** of the proposed zone change; and,

WHEREAS, notice of the zone change request was advertised in the newspaper at least fifteen (15) days prior to the public hearing held before the City of Laredo City Council on this matter; and,

WHEREAS, the City Council has held a public hearing on February 2, 2004, on the request and finds the zone change appropriate and consistent with the General Plan of the City of Laredo; and,

WHEREAS, the City Council does not consider the impact, if any, of private covenants and deed restrictions on the subject property with the adoption of this ordinance; and,

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The Zoning Map of the City of Laredo be and is hereby amended by rezoning 10.06 acres, as further described by metes and bounds in attached Exhibit "A", located east of Country Club Dr. and south of Del Mar Blvd., from R-1 (Single Family Residential District) to R-2 (Multi-Family Residential District).

Section 2: This ordinance shall be published in a manner provided by Section 2.09 (D) of the Charter of the City of Laredo.

Section 3: This ordinance shall become effective as and from the date of publication specified in Section 2.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS THE _____ DAY OF _____, 2004.

ELIZABETH G. FLORES
MAYOR

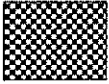
ATTEST:

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:
JAIME FLORES
CITY ATTORNEY



BY: ANTHONY C. MCGETTRICK
ASSISTANT CITY ATTORNEY



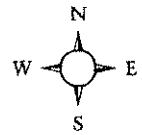
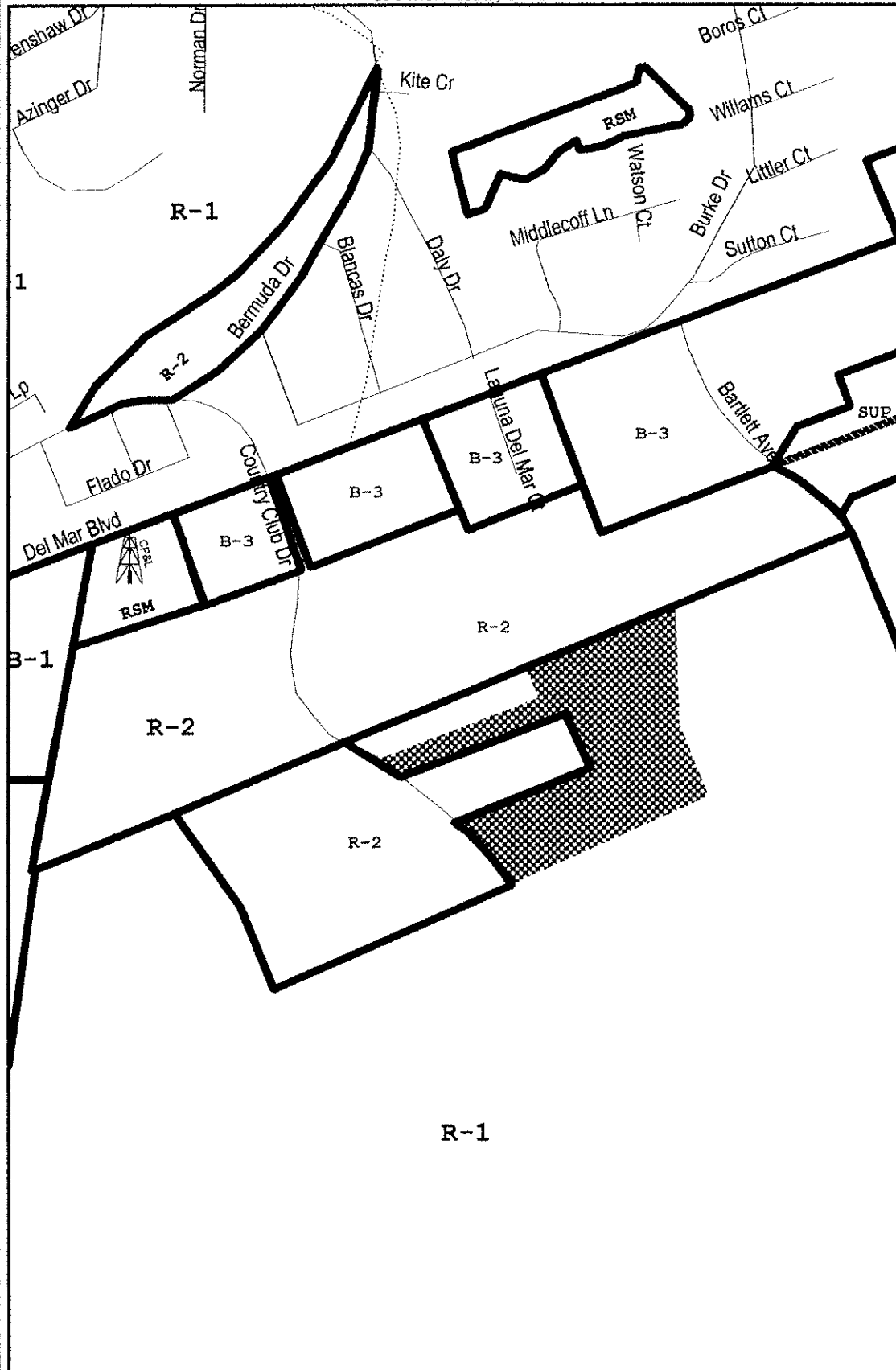
Rezone from R-1 (Single Family Residential District)
To R-2 (Multi-Family Residential District)

City of Laredo
Planning Department
Feet

LOCATION: Country Club Dr

ZC - 102 - 2003

500



City of Laredo
Zoning Map



10.06 ACRES
438,265 SQ. FT.



FIELD NOTES
10.06 ACRES Re-Zone from R-1 to R-2
(438,265 Sq. Ft.)

A TRACT OF LAND CONTAINING 10.06 ACRES, more or less, out of the Lago Del Mar, LTD, Portion of 26.1 Acres, Recorded in Volume 635, Pages 293-298, Official Public Records Deed Records Webb County, Texas and Lago Del Mar, LTD, Portion of 26.12519 Acres, Recorded in Volume 229, Pages 883-886, Official Public Records Webb County, Texas, situated in Augustin Sanchez, Original Grantee, Porcion 26, Abstract 282, said 10.06 acres being more particularly described by metes and bounds as follows to wit:

Beginning at a ½" iron rod Found the most southerly corner of Lot 1B, Block 1, Lago Del Mar Subdivision, Unit 8, Recorded in Volume 21, Page 97, Webb County Map Records and **True Point of Beginning**;

Thence, with the southeast line of said Lot 1B, Block 1, **N 12°00'40" E**, a distance of **9.26 feet** to the south line of Lago Del Mar, LTD, Portion of 53.4535 Acres, recorded in Volume 229, Page 887, Official Public Records Webb County, Texas, for a clip corner hereof;

Thence, with the south line of said 53.4535 acres, **N 67°01'50" E**, a distance of **626.35 feet** to the west line of Lago Del Mar Subdivision, Unit 5, recorded in Volume 21, Page 64, Webb County Map Records for the northeast corner hereof;

Thence, with the west line of said Lago Del Mar Subdivision, Unit 5, **S 04°59'47" W**, a distance of **455.92 feet** to an interior corner hereof;

Thence, **S 23°02'24" E**, a distance of **223.26 feet** to a point on the northwest line of Delfina Alexander, et al 1,450 acres, recorded in Volume 414, Pages 502-506, Deed Records Webb County, Texas, for the southeast corner hereof;

Thence, with the northwest line of said 1,450 acre tract, **S 66°58'02" W**, a distance of **804.24 feet** to a point being on a curve to the left with a **Radius of 456.63 feet** on the easterly right-of-way line of Country Club Drive for a point on curve hereof;

Thence, with the easterly Right of Way line of said Country Club Drive a distance of **225.63 feet (Chord Bearing of N 37°28'06" W, 223.34 feet)** to a point at the southwest corner of a 2.34 acre Zone R-2, for an exterior corner hereof;

Thence, with the southeasterly line of said 2.34 acre Zone R-2 **N 69°05'26"E**, a distance of **476.86 feet** to the an interior corner hereof;

Thence, with the easterly line of said 2.34 acre Zone R-2 **N 20°11'14"W**, a distance of **187.53 feet** to an interior corner hereof;

Thence, with the northerly line of said 2.34 acre Zone R-2 **S 70°09'56"W**, a distance of **324.27 feet** to an interior corner hereof;

Thence, continuing with the northerly line of said 2.34 acre Zone R-2 **S 67°45' 57"W**, a distance of **266.68 feet** to the east Right-of-way line of Country Club Drive for an exterior corner hereof;

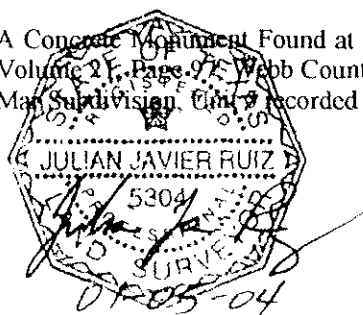
Thence, with the east right-of-way line of said Country Club Drive, **N 51°37'25" W**, a distance of **105.46 feet** to the northwest corner hereof;

Thence, **N 66°57'36" E**, a distance of **591.43 feet** to the southeast corner of Lot 1A, Block 1, of said Lago Del Mar Subdivision, Unit 8, for an interior corner hereof;

Thence, with the east line of said Lot 1A, Block 1, **N 20°11'14" W**, a distance of **118.49 feet** to the **Point of Beginning** and containing 10.06 acres of land, more or less.

BASIS OF BEARING

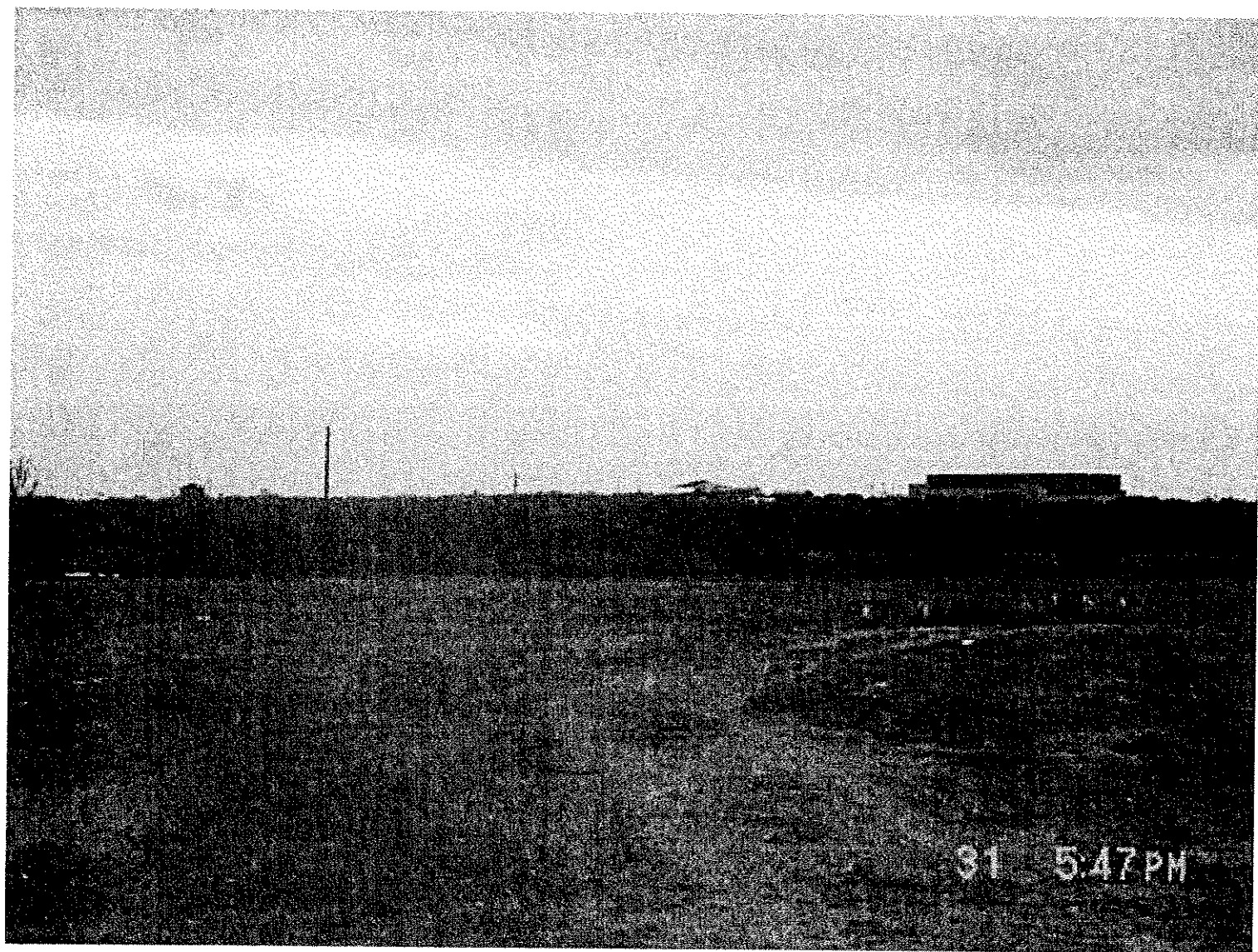
A Concrete Monument Found at the southeast corner of Lot 1C, Block 1, Lago Del Mar Subdivision, Unit 8 recorded in Volume 21, Page 97, Webb County Map Records and A ½" Iron Rod Found with cap (FEC) an exterior corner of Lago Del Mar Subdivision, Unit 8 recorded in Volume 21, Page 64, Webb County Map Records.



Called: **S 75°17'56" W ~ 217.48'**
(Measured: **S 75°17'56" W ~ 217.48'**)

H:\HOWLAND\COMMON\Rachel\RezoneRevised01-04-04.doc

EXHIBIT "A"



COUNCIL COMMUNICATION

DATE: 2/02/04	SUBJECT: FINAL READING OF ORDINANCE 2004-O-029 Authorizing the City Manager to amend the City of Laredo FY 2003-2004 Full Time Equivalent positions of the General Fund Parks and Recreation Department – Recreation Center Division from 27 to 28 and appropriate the monies to be received from a Community Development Block Grant, for one Recreation Specialist for the purpose of providing a Community Service Program at the Lamar Bruni Vergara Inner City Park, Technology Recreation Center.																														
INITIATED BY: Larry Dovalina City Manager		STAFF SOURCE: Horacio De Leon, Jr. Parks and Recreation Director																													
PREVIOUS COUNCIL ACTION: On February 2, 2004, City Council instructed staff to proceed with Final Reading of Ordinance.																															
BACKGROUND: The City of Laredo, Lamar Bruni Vergara Technology Recreation Center, will provide a new community service program to be funded, in part, through a Community Development Block Grant and the Parks and Recreation Department, General Fund. This action will amend the City of Laredo FY 2003-2004 Full Time Equivalent Positions for the Parks and Recreation Department – Recreation Center Division from 27 to 28. This program would expose and teach youth a variety of new media so they can become acquainted and eventually produce a high-caliber, electronic and digital communication including audio, video and internet. The main target would be youth within the community, providing for youth of all financial backgrounds, including at-risk youth.																															
FINANCIAL IMPACT: The General Fund will be amended as follows: <table style="width: 100%; margin-top: 10px;"> <thead> <tr> <th style="width: 35%;"></th> <th style="width: 20%; text-align: center;">Annual Budget FY 03-04</th> <th style="width: 20%; text-align: center;">Proposed Amendment</th> <th style="width: 25%; text-align: center;">Amended Budget FY 03-04</th> </tr> </thead> <tbody> <tr> <td>Revenues:</td> <td style="text-align: center;">\$10,000</td> <td style="text-align: center;">\$12,648</td> <td style="text-align: center;">\$22,648</td> </tr> <tr> <td>Contributions</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Expenditures:</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Parks and Recreation Department</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Recreations Centers Division</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Salary Line Item</td> <td style="text-align: center;">\$783,604</td> <td style="text-align: center;">\$12,648</td> <td style="text-align: center;">\$796,252</td> </tr> </tbody> </table>					Annual Budget FY 03-04	Proposed Amendment	Amended Budget FY 03-04	Revenues:	\$10,000	\$12,648	\$22,648	Contributions				Expenditures:				Parks and Recreation Department				Recreations Centers Division				Salary Line Item	\$783,604	\$12,648	\$796,252
	Annual Budget FY 03-04	Proposed Amendment	Amended Budget FY 03-04																												
Revenues:	\$10,000	\$12,648	\$22,648																												
Contributions																															
Expenditures:																															
Parks and Recreation Department																															
Recreations Centers Division																															
Salary Line Item	\$783,604	\$12,648	\$796,252																												
		STAFF RECOMMENDATION: Recommends approval.																													

Ordinance No. 2004-O-029

Authorizing the City Manager to amend the City of Laredo FY 2003-2004 Full Time Equivalent positions of the General Fund Parks and Recreation Department – Recreation Center Division from 27 to 28 and appropriate the monies to be received from a Community Development Block Grant, for one Recreation Specialist for the purpose of providing a Community Service Program at the Lamar Bruni Vergara Inner City Park, Technology Recreation Center.

WHEREAS, on September 22, 2003, City Council adopted the fiscal year 2004 annual budget; and

WHEREAS, The City of Laredo, Lamar Bruni Vergara, Technology Recreation Center, will provide a new community service program to be funded, in part, through a Community Development Block Grant and the Parks and Recreation Department, General Fund; and

WHEREAS, this action will amend the City of Laredo FY 2003-2004 full time equivalent positions in the General Fund Parks and Recreation Department Recreation Center Division, by one additional FTE for a Recreation Specialist position for a total of 28 full time equivalents.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The City Manager is hereby authorized to amend the City of Laredo FY 2003-2004 full time equivalent positions in the General Fund Parks and Recreation Department, Recreation Center Division by one additional FTE for a Recreation Specialist position for a total of 28 full time equivalents.

Section 2: The City of Laredo General Fund be amended as follows:

	Annual Budget FY 03-04	Proposed Amendment	Amended Budget 03-04
Revenues:			
Contributions	\$10,000	\$12,648	\$22,648
Expenditures:			
Parks and Recreation Department	\$783,604	\$12,648	\$796,252
Recreations Centers Division			
Salary Line Item			

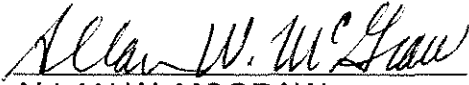
PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS
THE _____ DAY OF _____, 2004.

ATTEST:

GUSTAVO GUEVARA, JR.,
CITY SECRETARY

ELIZABETH G. FLORES
MAYOR

APPROVED AS TO FORM:
JAIME L. FLORES
CITY ATTORNEY



ALLAN W. MCGRAW
ASSITANT CITY ATTORNEY

COUNCIL COMMUNICATION

DATE: 02/17/04	SUBJECT: FINAL READING ORDINANCE 2004-O-030 Authorizing the City Manager to accept a contribution in the amount of \$625,000.00 from Webb County through an Interlocal Government Agreement and amending the City of Laredo FY 2003-2004 Capital Improvements Fund Annual Budget by appropriating revenues and expenditures in the amount of \$625,000.00 for the acquisition and development of North Central Laredo Park.																								
INITIATED BY: Larry Dovalina, City Manager Cynthia Collazo, Assistant City Manager	STAFF SOURCE: Horacio De Leon, Parks & Recreation Director																								
PREVIOUS COUNCIL ACTION: On May 5, 2003 City Council approved Resolution 2003-R-053 providing for the execution of an Interlocal Government Agreement between Webb County and the City of Laredo.																									
BACKGROUND: On October 2003, an Interlocal Government Agreement was signed between Webb County and the City of Laredo to pursue the mutual interest of creating a dedicated public City – County Park for the enjoyment of all city and county residents. Webb County agreed to invest \$625,000.00 for the sole purpose of land acquisition for a public park jointly conveyed to the City of Laredo and Webb County. The City of Laredo has agreed to help finance the park project by contributing \$200,000.00 for the purchase of land for these park facilities.																									
FINANCIAL: Amending the City of Laredo Fiscal Year 2004 budget as follows <table style="width: 100%; margin-top: 10px;"> <thead> <tr> <th style="width: 60%;"></th> <th style="width: 15%; text-align: center;">Annual Budget FY 2004</th> <th style="width: 15%; text-align: center;">Proposed Amendment</th> <th style="width: 10%; text-align: center;">Amended Budget 2004</th> </tr> </thead> <tbody> <tr> <td colspan="4">Capital Improvements Fund:</td> </tr> <tr> <td colspan="4">Revenues:</td> </tr> <tr> <td>Intergovernmental – Webb County (402-0000-325-000)</td> <td style="text-align: right;">\$0</td> <td style="text-align: right;">\$625,000.00</td> <td style="text-align: right;">\$625,000.00</td> </tr> <tr> <td colspan="4">Expenditures:</td> </tr> <tr> <td>North Central Laredo Park (402-4322-535-4191)</td> <td style="text-align: right;">\$0</td> <td style="text-align: right;">\$625,000.00</td> <td style="text-align: right;">\$625,000.00</td> </tr> </tbody> </table>			Annual Budget FY 2004	Proposed Amendment	Amended Budget 2004	Capital Improvements Fund:				Revenues:				Intergovernmental – Webb County (402-0000-325-000)	\$0	\$625,000.00	\$625,000.00	Expenditures:				North Central Laredo Park (402-4322-535-4191)	\$0	\$625,000.00	\$625,000.00
	Annual Budget FY 2004	Proposed Amendment	Amended Budget 2004																						
Capital Improvements Fund:																									
Revenues:																									
Intergovernmental – Webb County (402-0000-325-000)	\$0	\$625,000.00	\$625,000.00																						
Expenditures:																									
North Central Laredo Park (402-4322-535-4191)	\$0	\$625,000.00	\$625,000.00																						
COMMITTEE RECOMMENDATION: N/A	STAFF RECOMMENDATION: Conduct Public Hearing and Introduce Ordinance																								

ORDINANCE 2004-O-030

Authorizing the City Manager to accept a contribution in the amount of \$625,000.00 from Webb County through an Interlocal Government Agreement and amending the City of Laredo FY 2003-2004 Capital Improvements Fund Annual Budget by appropriating revenues and expenditures in the amount of \$625,000.00 for the acquisition and development of North Central Laredo Park.

WHEREAS, on September 22, 2003, City Council adopted the fiscal year 2004 annual budget: and

WHEREAS, on February 2, 2004, City Council will hold a public hearing and introduce this ordinance; and

WHEREAS, in October 2003, an Interlocal Government Agreement was signed between Webb County and the City of Laredo; and

WHEREAS, Webb County wishes to partner with the City of Laredo in creating a dedicated City – County park for the enjoyment of all City and County residents, and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: Amending the City of Laredo Fiscal Year 2004 General Fund by appropriating revenues as follows:

	Annual Budget FY 2004	Proposed Amendment	Amended Budget 2004
Capital Improvements Fund:			
Revenues:			
Intergovernmental – Webb County (402-0000-325-0000)	\$0	\$625,000.00	\$625,000.00
Expenditures:			
North Central Laredo Park (402-4322-535-4191)	\$0	\$625,000.00	\$625,000.00

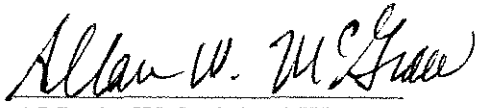
PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS
THE _____ DAY OF _____, 2004.

ELIZABETH G. FLORES,
MAYOR

ATTEST:

GUSTAVO GUEVARA, JR.,
CITY SECRETARY

APPROVED AS TO FORM:



ALLAN W. MCGRAW
ASSISTANT CITY ATTORNEY

COUNCIL COMMUNICATION

DATE: 02/02/2004	SUBJECT: FINAL READING OF ORDINANCE 2004-O-031 Amending the City Of Laredo fiscal year 2004 Parking Meter Fund Budget by appropriating a draw down of \$400,000 from the opening balance and appropriating it for land acquisition. The project consists of construction improvements and demolition costs of a surface municipal parking lot in the downtown area. Parking Meter Fund will be reimbursed from the proceeds of a proposed Parking Meter Fund Certificate of Obligation Bond.																		
INITIATED BY: Larry Dovalina, City Manager Cynthia Collazo, Assistant City Manager		STAFF SOURCE: Rosario C. Cabello, Finance Director																	
PREVIOUS COUNCIL ACTION: A reimbursement resolution 2004-R-011 will be adopted on February 2, 2004 A public hearing and an introduction of this ordinance was held on February 2, 2004.																			
BACKGROUND: A proposed Parking Meter Fund Certificate of Obligation bond will be issued in the future to fund this project that consists of construction improvements and demolition costs of a surface municipal parking lot in the downtown area. Parking Meter Fund will be reimbursed from the proceeds of the Parking Meter Fund Certificate of Obligation Bond to be sold in the future.																			
FINANCIAL: <table style="width: 100%; margin-top: 10px;"><thead><tr><th></th><th style="text-align: center;">Annual Budget FY 2004</th><th style="text-align: center;">Proposed Amendment</th><th style="text-align: center;">Amended Budget FY 2004</th></tr></thead><tbody><tr><td>Parking Meter Fund</td><td></td><td></td><td></td></tr><tr><td>Opening Balance</td><td style="text-align: right;">662,113</td><td style="text-align: right;">(400,000)</td><td style="text-align: right;">262,113</td></tr><tr><td>Improvement Other Than Building</td><td style="text-align: right;">100,000</td><td style="text-align: right;">400,000</td><td style="text-align: right;">500,000</td></tr></tbody></table>					Annual Budget FY 2004	Proposed Amendment	Amended Budget FY 2004	Parking Meter Fund				Opening Balance	662,113	(400,000)	262,113	Improvement Other Than Building	100,000	400,000	500,000
	Annual Budget FY 2004	Proposed Amendment	Amended Budget FY 2004																
Parking Meter Fund																			
Opening Balance	662,113	(400,000)	262,113																
Improvement Other Than Building	100,000	400,000	500,000																
COMMITTEE RECOMMENDATION:		STAFF RECOMMENDATION: Conduct Public Hearing and Introduce this Ordinance																	

ORDINANCE 2004-O-031

AMENDING THE CITY OF LAREDO FISCAL YEAR 2004 PARKING METER FUND BUDGET BY APPROPRIATING A DRAW DOWN OF \$400,000 FROM THE OPENING BALANCE AND APPROPRIATING IT FOR LAND ACQUISITION. THE PROJECT CONSISTS OF CONSTRUCTION IMPROVEMENTS AND DEMOLITION COSTS OF A SURFACE MUNICIPAL PARKING LOT IN THE DOWNTOWN AREA. PARKING METER FUND WILL BE REIMBURSED FROM THE PROCEEDS OF A PROPOSED PARKING METER FUND CERTIFICATE OF OBLIGATION BOND.

WHEREAS, on September 22, 2003, City Council adopted the fiscal year 2004 annual budget; and

WHEREAS, on February 2, 2004, City Council held a public hearing and introduced this ordinance; and

WHEREAS, in order to provide the funding necessary for cost associated with demolition and construction improvements of a surface municipal parking lot in the downtown area and also as approved by Resolution 2004-R-011, the proposed budget amendment is hereby proposed.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: Parking Meters Fund is hereby amended as follows:

	Annual Budget FY 2004	Proposed Amendment	Amended Budget FY 2004
Parking Meter Fund			
Opening Balance	662,113	(400,000)	262,113
Improvements Other than Buildings	100,000	400,000	500,000

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS
THE _____ DAY OF _____, 2004

ELIZABETH G. FLORES,
MAYOR

ATTEST:

APPROVED AS TO FORM:

GUSTAVO GUEVARA, JR.,
CITY SECRETARY

JAIME L. FLORES
CITY ATTORNEY

COUNCIL COMMUNICATION

DATE: 02/02/2004	SUBJECT: FINAL READING OF ORDINANCE 2004-O-032 Amending the City Of Laredo fiscal year 2004 Solid Waste Fund Budget by appropriating a draw down of \$5,925,000 from the opening balance and appropriating it for equipment acquisition. The project consists of twenty five automated refuse trucks and 45,000 trash cans. The Solid Waste will be reimbursed from the proceeds of a proposed Solid Waste Fund Certificate of Obligation Bond.																										
INITIATED BY: Larry Dovalina, City Manager Cynthia Collazo, Assistant City Manager		STAFF SOURCE: Rosario C. Cabello, Finance Director																									
PREVIOUS COUNCIL ACTION: A reimbursement resolution 2004-R-013 will be adopted on February 2, 2004 A public hearing and an introduction of this ordinance was held on February 2, 2004.																											
BACKGROUND: A proposed Solid Waste Fund Certificate of Obligation bond will be issued in the future to fund the automation of the City's refuse collection system which consists of twenty five automated refuse trucks and 45,000 trash cans. The Solid Waste Fund will be reimbursed from the proceeds of a proposed Solid Waste Fund Certificate of Obligation Bond to be sold in the future.																											
FINANCIAL: <table style="width: 100%; border-collapse: collapse;"><thead><tr><th style="width: 35%;"></th><th style="width: 20%; text-align: center;">Annual Budget FY 2004</th><th style="width: 20%; text-align: center;">Proposed Amendment</th><th style="width: 25%; text-align: center;">Amended Budget FY 2004</th></tr></thead><tbody><tr><td colspan="4">Solid Waste Fund</td></tr><tr><td>Opening Balance</td><td style="text-align: right;">11,908,877</td><td style="text-align: right;">5,925,000</td><td style="text-align: right;">5,983,877</td></tr><tr><td colspan="4">Automation Project:</td></tr><tr><td>Machinery and Equipment</td><td style="text-align: right;">0</td><td style="text-align: right;">4,125,000</td><td style="text-align: right;">4,125,000</td></tr><tr><td>Materials and Supplies</td><td style="text-align: right;">0</td><td style="text-align: right;">1,800,000</td><td style="text-align: right;">1,800,000</td></tr></tbody></table>					Annual Budget FY 2004	Proposed Amendment	Amended Budget FY 2004	Solid Waste Fund				Opening Balance	11,908,877	5,925,000	5,983,877	Automation Project:				Machinery and Equipment	0	4,125,000	4,125,000	Materials and Supplies	0	1,800,000	1,800,000
	Annual Budget FY 2004	Proposed Amendment	Amended Budget FY 2004																								
Solid Waste Fund																											
Opening Balance	11,908,877	5,925,000	5,983,877																								
Automation Project:																											
Machinery and Equipment	0	4,125,000	4,125,000																								
Materials and Supplies	0	1,800,000	1,800,000																								
COMMITTEE RECOMMENDATION:		STAFF RECOMMENDATION: Conduct Public Hearing and Introduce this Ordinance																									

ORDINANCE 2004-O-032

AMENDING THE CITY OF LAREDO FISCAL YEAR 2004 SOLID WASTE FUND BUDGET BY APPROPRIATING A DRAW DOWN OF \$5,925,000 FROM THE OPENING BALANCE AND APPROPRIATING IT FOR EQUIPMENT ACQUISITION. THE PROJECT CONSISTS OF TWENTY FIVE AUTOMATED REFUSE TRUCKS AND 45,000 TRASH CANS. THE SOLID WASTE FUND WILL BE REIMBURSED FROM THE PROCEEDS OF A PROPOSED SOLID WASTE FUND CERTIFICATE OF OBLIGATION BOND.

WHEREAS, on September 22, 2003, City Council adopted the fiscal year 2004 annual budget: and

WHEREAS, on February 2, 2004, City Council held a public hearing and introduced this ordinance; and

WHEREAS, in order to provide the funding necessary for cost associated with the automation of the City's refuse collection system also as approved by Resolution 2004-R-013, the proposed budget amendment is hereby proposed.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: Solid Waste Fund is hereby amended as follows:

	Annual Budget FY 2004	Proposed Amendment	Amended Budget FY 2004
Solid Waste Fund			
Opening Balance	11,908,877	5,925,000	5,983,877
Automation Project:			
Machinery & Equipment	0	4,125,000	4,125,000
Materials and Supplies	0	1,800,000	1,800,000

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS
THE _____ DAY OF _____, 2004

ELIZABETH G. FLORES,
MAYOR

ATTEST:

APPROVED AS TO FORM:

GUSTAVO GUEVARA, JR.,
CITY SECRETARY

JAIME L. FLORES
CITY ATTORNEY

COUNCIL COMMUNICATION

DATE: 02/17/2004	SUBJECT: FINAL READING OF ORDINANCE 2004-O-033 SETTING THE MAXIMUM SPEED LIMIT ON THAT PORTION OF IH 35 MAIN LANES WITHIN THE CITY LIMITS OF LAREDO, WEBB COUNTY, TEXAS, AS 55 MPH FROM MILEPOINT 3.387 TO MILEPOINT 7.091 AS DEFINED IN THE TEXAS DEPARTMENT OF TRANSPORTATION CONTROL SECTION MAP 0018-06-152, TO BE IN EFFECT DURING RECONSTRUCTION PROVIDING FOR THE INSTALLATION OF APPROPRIATE SIGNS TO INDICATE SPEED CHANGES IN THE DESIGNATED AREAS AND PROVIDING FOR PUBLICATION AND EFFECTIVE DATE
INITIATED BY: Larry Dovalina, City Manager	STAFF SOURCE: Roberto Murillo, P.E., Traffic Safety Director
PREVIOUS COUNCIL ACTION: Introduction of Ordinance approved by City Council on 02-02-04.	
BACKGROUND: The Texas Department of Transportation is requesting construction speed changes on IH-35 main lanes to improve traffic flow and safety during reconstruction for this section of roadway ▪ 55 MPH from milepoint 3.387 to milepoint 7.091 This is the road section just north of Calton Road where resurfacing work will be performed. Present speed limit in that section is 65MPH and a 45MPH speed is being requested to be in effect only during reconstruction phase. TxDOT is requesting to take the necessary steps to designate a city ordinance to change construction speed zones providing for publication and effective date. Upon approval of this ordinance, TxDOT will be responsible for the installation of the new speed limit signs to be in effect during reconstruction of the roadway.	
FINANCIAL IMPACT: None.	
COMMITTEE RECOMMENDATION:	STAFF RECOMMENDATION: Staff recommends approval of this ordinance.

SETTING THE MAXIMUM SPEED LIMIT ON THAT PORTION OF IH 35 MAIN LANES WITHIN THE CITY LIMITS OF LAREDO, WEBB COUNTY, TEXAS, AS 55 MPH FROM MILEPOINT 3.387 TO MILEPOINT 7.091 AS DEFINED IN THE TEXAS DEPARTMENT OF TRANSPORTATION CONTROL SECTION MAP 0018-06-152, TO BE IN EFFECT DURING RE-CONSTRUCTION PROVIDING FOR THE INSTALLATION OF APPROPRIATE SIGNS TO INDICATE SPEED CHANGES IN THE DESIGNATED AREAS AND PROVIDING FOR PUBLICATION AND EFFECTIVE DATE

WHEREAS, V.A.T.C.S., Texas Transportation Code 545.356(b) authorizes the City Council to alter the speed limits of any highway or street within the incorporated area of the City; and

WHEREAS, The Texas Department of Transportation (TXDOT) is requesting construction speed limit changes of 55 MPH, for IH 35 main lanes, to be in effect during construction of the section of roadway; and

WHEREAS, TxDOT will be responsible for the installation of speed limit signs on the IH-35 main lanes; to designate the new speed limits to be in effect during construction of roadway; and

WHEREAS, the implementation of speed limit changes on the existing IH-35 main lines is a positive step in securing the safety of our citizens during construction of the roadway; and

WHEREAS, the Federal Highway Administration has mandated that all construction speed limit changes be enforced; and

WHEREAS, the City Council of the City of Laredo supports TxDOT's efforts to request the construction speed limit changes on IH-35 main lanes and is of the same opinion;

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

SECTION 1: That the maximum speed limit on that portion of IH 35 main lanes within the city limits of Laredo, Webb County, Texas as 55 MPH from milepoint 3.387 to milepoint 7.091 as defined in the TxDOT control section map 0018-06-152, to be in effect during construction;

SECTION 2: The City Manager and the Chief of Police be and are hereby authorized to take the necessary steps to carry out this ordinance;

SECTION 3: This ordinance shall be published one time in an official newspaper in the City of Laredo;

SECTION 4: This ordinance shall take effect at expiration of thirty (30) days after adoption, provided there has been publication as provided in Section 2.09 (D) of the Laredo City Charter, and shall supersede any prior ordinance for the sections described.

**AN ORDINANCE SETTING THE MAXIMUM SPEED LIMIT ON THAT PORTION OF
IH 35 AS DESCRIBED TEXAS DEPARTMENT OF TRANSPORTATION CONTROL
SECTION MAP 0018-06-152**


**PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS
_____ DAY OF _____, 2004.**

ATTEST:

**GUSTAVO GUEVARA, JR.
CITY SECRETARY**

**ELIZABETH G. FLORES
MAYOR**

**APPROVED AS TO FORM:
JAIME L. FLORES
CITY ATTORNEY**

By: 
**ALLAN W. McGRAW
ASST. CITY ATTORNEY**

COUNCIL COMMUNICATION

DATE: 2-17-04	SUBJECT: FINAL READING OF ORDINANCE NO. 2004-O-034 Approving the public sale of airport non-aeronautical use land located at the Laredo International Airport to Lawrence Friedman, Trustee, sole bidder, meeting all bid specifications being: Block No. 34 of the Subdivision Plat of Laredo Airport consisting of approximately 3.30-acres and Block No. 35 of the Subdivision Plat of Laredo Airport consisting of approximately 0.56-acres in the amount of One Million Ninety Two Thousand Nine Hundred Twenty One Dollars and Eighteen Cents (\$1,092,921.18); and authorizing the City Manager to execute all necessary conveyance documents; providing for effective date.
INITIATED BY: Cynthia Collazo Assistant City Manager	STAFF SOURCE: Jose L. Flores Airport Director
PREVIOUS ACTION: On February 2, 2004, Ordinance was introduced by City Council, and Staff was instructed to proceed.	
BACKGROUND: Blocks No. 34 and Block No. 35 are being sold jointly. Blocks No. 34 and No. 35 are currently zoned agricultural use. Block No. 34 consisting of approximately 3.30-acres is bounded by Calton Street to the south, North Sandman to the north, Naranjo Avenue to the east and Cherry Hill Avenue to the west and Block No. 35 consisting of approximately 0.56-acres is bounded by Calton Street to the south, North Sandman Street to the north and Cherry Hill Avenue to the east at the Laredo International Airport The minimum bid acceptable to the City of Laredo for Blocks No. 34 and Block No. 35 is Seven Hundred Seventy Three Thousand Nine Hundred Fifty Five <i>Dollars (\$773,955.00)</i> . This minimum bid amount includes both Blocks No. 34 and 35. Mr. Friedman's bid of \$1,092,921.18 exceeded the required minimum bid by \$318,966.18. Selling price per acre is \$283,140.20 or approximately \$6.50 per square foot. A Bid deposit in the amount of Forty Thousand Dollars (\$40,000.00) was received with the bid. Only one bid was received and publicly opened on Wednesday, January 21, 2004 at 3:00 p.m. at City Secretary's Office as per the City's Bid Specifications.	
FINANCIAL: Airport Revenue Account – Sale of Land 242-0000-374-1000 \$1,092,921.18.	
COMMITTEE RECOMMENDATION:	STAFF RECOMMENDATION: Approval of this ordinance.

ORDINANCE NO. 2004-O-034

APPROVING THE PUBLIC SALE OF AIRPORT NON-AERONAUTICAL USE LAND LOCATED AT THE LAREDO INTERNATIONAL AIRPORT TO LAWRENCE FRIEDMAN, TRUSTEE, SOLE BIDDER, MEETING ALL BID SPECIFICATIONS BEING: BLOCK NO. 34 OF THE SUBDIVISION PLAT OF LAREDO AIRPORT CONSISTING OF APPROXIMATELY 3.30-ACRES AND BLOCK NO. 35 OF THE SUBDIVISION PLAT OF LAREDO AIRPORT CONSISTING OF APPROXIMATELY 0.56-ACRES IN THE AMOUNT OF ONE MILLION NINETY TWO THOUSAND NINE HUNDRED TWENTY ONE DOLLARS AND EIGHTEEN CENTS (\$1,092,921.18); AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY CONVEYANCE DOCUMENTS; PROVIDING FOR EFFECTIVE DATE.

WHEREAS, the City Council of the City of Laredo on November 3, 2003 approved a motion authorizing the public sale of Blocks No. 34 and 35 of the Subdivision Plat of Laredo Airport being non-aeronautical use land located at the Laredo International Airport at their appraised fair market value and

WHEREAS, on January 21, 2004 Lawrence Friedman, Trustee submitted a bid meeting all bid specifications for Blocks No. 34 and 35 of the Subdivision Plat of Laredo Airport, said bid was received, opened and read in public, and

WHEREAS, the bid submitted by Lawrence Friedman, Trustee was in the amount of One Million Ninety Two Thousand Nine Hundred Twenty One Dollars and Eighteen Cents (\$1,092,921.18), and

WHEREAS, the Airport Director recommends that the City Council approve the proposed public sale as being in the best interest of the City and the Laredo International Airport, and

WHEREAS, the City Council of the City of Laredo is of the same opinion.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The City Manager be and is hereby authorized to execute a sale and convey the property interest as follows:

- Blocks No. 34 and 35 of the Subdivision Plat of Laredo Airport to Lawrence Friedman, Trustee in the amount of One Million Ninety Two Thousand Nine Hundred Twenty One Dollars and Eighteen Cents (\$1,092,921.18),

Section 2: This Ordinance shall become effective upon passage hereof.

PASSED BY THE CITY COUNCIL AND APROVED BY THE MAYOR ON THIS THE ____ DAY OF _____, 2004.

ELIZABETH G. FLORES
MAYOR

ATTEST:

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:
JAIME L. FLORES
CITY ATTORNEY

BY: _____
VALERIA M. ACEVEDO
ASSISTANT CITY ATTORNEY

COUNCIL COMMUNICATION

DATE: 02/17/2004	SUBJECT: FINAL READING OF ORDINANCE # 2004-O-035 Amending Chapter 2, Administration, Article I, In General, Section 2.5 of the Code of Ordinances by amending subparagraph (b) entitled Agenda Order of Business, providing for publication and effective date.	
INITIATED BY: Protocol, Procedures & Customer Service Committee		STAFF SOURCE: Gustavo Guevara, Jr. City Secretary
PREVIOUS COUNCIL ACTION: On February 2, 2004, City Council approved introduction of this Ordinance.		
BACKGROUND: On October 18, 1999, the City Council through Ordinance # 99-O-320 approved the amendment to subparagraph (b) under Chapter 2, Article I. Section 2.5 Entitled Agenda Order of Business.		
FINANCIAL IMPACT: None.		
COMMITTEE RECOMMENDATION: Approval of this ordinance.		STAFF RECOMMENDATION: Approve introduction of said ordinance.

ORDINANCE NO. 2004-O-035

AMENDING CHAPTER 2, ADMINISTRATION, ARTICLE I.
IN GENERAL, SECTION 2.5 OF THE CODE OF ORDINANCES
BY AMENDING SUBPARAGRAPH (b), ENTITLED AGENDA
ORDER OF BUSINESS; PROVIDING FOR PUBLICATION AND
EFFECTIVE DATE.

WHEREAS, the City Council by Ordinance No. 89-0-103, dated June 5, 1989, provided for City Council meeting agendas and later amended it through Ordinance 99-O-320; and

WHEREAS, the City Council had previously adopted the "Priority Procedures for the Mayor and City Council Handbook," and by motion approved the adoption of the agenda order of business; and

WHEREAS, the new agenda order of business changes reflected herein are deemed to be in the best interest of the citizens of the City of; and

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

SECTION 1: It hereby amends Chapter 2, Administration, Article I, In General, Section 2.5 of the Code of Ordinances by amending subparagraph (b), entitled Agenda Order of Business, as follows:

Section 2.5 City Council Meetings

(b) The City Council Meeting shall convene at 5:30 p.m. The regular order of business shall be reflected in the agenda as follows, unless suspended by unanimous consent or by a two-thirds vote after it is adopted by majority vote:

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Approval of Minutes
5. Communications and Recognitions
 - a. Announcements
 - b. Invitations
 - c. Recognitions
 - d. Communiques
 - e. Proclamations
6. Appointments to Commissions, Boards and Committees
7. Public Hearings
- ~~8. General Council Discussions and Presentations~~
- 9 8. Recess
(Press Availability)

- ~~10~~ 9. Reconvene
- ~~11~~ 10. Introductory Ordinances
- ~~12~~ 11. Final Reading of Ordinances
- ~~13~~ 12. Resolutions
- ~~14~~ 13. Motions
- ~~15~~ 14. Staff Reports
- 15. General Council Discussions and Presentations
- 16. Executive Sessions
- 17. Adjournment

Each regular council meeting shall end at 11:00 p.m. with a one-time extension of 15 minutes by motion.

Section 2. This ordinance shall be published one time in accordance with Section 2.09 of the City Charter of the City of Laredo.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON
THIS _____ DAY OF _____, 2004.

Elizabeth G. Flores
Mayor

Attest:

Gustavo Guevara, Jr.
City Secretary

Approved as to Form:

Jaime L. Flores
City Attorney

COUNCIL COMMUNICATION

DATE: 2-17-04	SUBJECT: FINAL READING OF ORDINANCE NO. 2004-O-036 Authorizing the City Manager to execute a lease with the Washington's Birthday Celebration Association, Inc., (W.B.C.A.) for approximately fifteen (15.0) acres of concrete ramp located on the southwest cargo ramp of the Air Operations Area to include City owned vacant non-aeronautical use land located at the Laredo International Airport for event parking use. Lease term is for three (3) days commencing on February 13, 2004 and ending on February 15, 2004. City Council finds and declares that a valid public purpose would be served in setting the daily rental fee at \$1.00; providing for an effective date.	
INITIATED BY: Cynthia Collazo Assistant City Attorney		STAFF SOURCE: Jose L. Flores Airport Director
PREVIOUS COUNCIL ACTION: On February 2, 2004, Ordinance was introduced by City Council, and Staff was instructed to proceed.		
BACKGROUND: The Washington's Birthday Celebration Association, Inc. (WBCA), requests the use of approximately fifteen (15.0) acres on the southwest end of the Air Operations Area for the purpose of hosting Air Show 2004. This air show, which complements the rest of the activities celebrated by WBCA, is being co-sponsored by the City of Laredo and the Laredo International Airport. WBCA proposes to bring in approximately 30 different types of airplanes to include civilian and military type aircraft. The air show creates public goodwill for the airport. City Council must find and declare that a valid public purpose would be served in order to charge a de minimis daily rental fee of \$1.00 for the lease. Otherwise, no less than fair market value may be accepted as rental. WBCA will be responsible for supplying the event with sufficient amount of security both inside the air show premises as well as the parking areas, portable restrooms and garbage storage and disposal, and general public liability insurance in the amount of \$5.0 million to include the City of Laredo as co-insured.		
FINANCIAL IMPACT: Aeronautical Land Rent Revenues Account No. 242-0000-361-2070 Daily Rent: \$1.00 x 3 Days = \$3.00 City Council finds and declares that a valid public purpose would be served in setting the daily rental fee at \$1.00.		
COMMITTEE RECOMMENDATION: The Airport Advisory Committee recommends approval.		STAFF RECOMMENDATION: That the City Manager be authorized to execute a lease with the Washington's Birthday Celebration Association, Inc.

ORDINANCE NO. 2004-O-036

AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE WITH THE WASHINGTON'S BIRTHDAY CELEBRATION ASSOCIATION, INC., (W.B.C.A.) FOR APPROXIMATELY FIFTEEN (15.0) ACRES OF CONCRETE RAMP LOCATED ON THE SOUTHWEST CARGO RAMP OF THE AIR OPERATIONS AREA TO INCLUDE CITY OWNED VACANT NON-AERONAUTICAL USE LAND OF THE LAREDO INTERNATIONAL AIRPORT;

1. LEASE TERM IS FOR THREE (3) DAYS ON FEBRUARY 13, 2004 AND ENDING ON FEBRUARY 15, 2004;
2. CITY COUNCIL FINDS AND DECLARES THAT A VALID PUBLIC PURPOSE WOULD BE SERVED IN SETTING THE DAILY RENTAL FEE AT \$1.00; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Airport Director recommends that the City Council approve the proposed lease between the City of Laredo, as LESSOR, and Washington's Birthday Celebration Association, Inc., as LESSEE, for approximately fifteen (15.0) acres of concrete ramp located on the southwest cargo ramp of the Air Operations Area to include City owned vacant non-aeronautical use land of the Laredo International Airport, as a contract and in furtherance of the development of the Laredo International Airport and as a support to the maintenance and operation of the Laredo International Airport.

WHEREAS, the Airport Advisory Board finds that said lease and contract are in the best interest of the Airport; and

WHEREAS, the City Council of the City of Laredo declares a finding of fact that it is in the best interests of the entire community to lease the subject property to the W.B.C.A. for a nominal rental fee, since it will promote tourism which in turn benefits the local economy and thereby its citizens.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The City Manager be and is hereby authorized to execute a lease with the Washington's Birthday Celebration Association, Inc., for approximately fifteen (15.0) acres of concrete ramp located on the southwest cargo ramp of the Air Operations Area to include City owned vacant non-aeronautical use land of the Laredo International Airport, a copy of which lease is attached hereto as Exhibit A, and incorporated herein as if set out at length for all intents and purposes.

Section 2: That the City Council declares a finding of fact that it is in the best interests of the entire community to lease the subject property to the W.B.C.A. for a nominal rental fee, since it will promote tourism which in turn benefits the local economy and thereby its citizens.

AN ORDINANCE AUTHORIZING A LEASE BETWEEN THE CITY OF LAREDO AND THE WASHINGTON'S BIRTHDAY CELEBRATION ASSOCIATION, INC. (AIR SHOW 2004)

Section 3: This Ordinance shall become effective upon passage hereof.

PASSED BY THE CITY COUNCIL AND APROVED BY THE MAYOR ON
THIS THE ____ DAY OF _____, 2004.

ELIZABETH G. FLORES
MAYOR

ATTEST:

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:
JAIME L. FLORES
CITY ATTORNEY

BY: *Valeria M. Acevedo*
VALERIA M. ACEVEDO
ASSISTANT CITY ATTORNEY

COUNCIL COMMUNICATION

DATE: 02/17/2004	SUBJECT: FINAL READING OF ORDINANCE 2004-O-037 AMENDING CHAPTER 19. MOTOR VEHICLE AND TRAFFIC, ARTICLE XI, TRUCK TRAFFIC, SECTION 19-415 (a)(1)(e) OF THE CODE OF ORDINANCES, CITY OF LAREDO: DELETING SECTION (E) THAT WILL NOW PROHIBIT DEPARTING FROM A DESIGNATED TRUCK ROUTE FOR THE PURPOSE OF OBTAINING LODGING, PROVIDING FOR EFFECTIVE DATE AND PUBLICATION.
INITIATED BY: Larry Dovalina, City Manager STAFF SOURCE: Roberto Murillo, P.E. Traffic Safety Director	
PREVIOUS COUNCIL ACTION: Introductory Ordinance passed by City Council on 02-02-04.	
BACKGROUND: In the present truck route ordinance it is declared unlawful for any truck to depart from a designated truck route except for the following: (A) To reach a terminal or place where such vehicle is housed or its established place of business; (B) To load or unload merchandise at specific locations situated off designated truck routes; (C) To perform a service at a specific locations situated off designated truck routes; (D) To obtain services, repairs or fuel in the normal course of business for the vehicle driven off the truck route if such location is within one (1) block of the designated truck route or within three (3) blocks from Lafayette Street, or (E) To obtain lodging This proposed ordinance amendment will now prohibit deviating from truck route for purposes of lodging.	
FINANCIAL: None.	
RECOMMENDATION:	STAFF: Staff recommends approval of this ordinance.

ORDINANCE 2004-O-037

AMENDING CHAPTER 19 MOTOR VEHICLE AND TRAFFIC, ARTICLE XI, TRUCK TRAFFIC, SECTION 19-415 (a) (1) (e) OF THE CODE OF ORDINANCES CITY OF LAREDO: DELETING SECTION (e) THAT WILL NOW PROHIBIT DEPARTING FROM A DESIGNATED TRUCK ROUTE FOR THE PURPOSE OF OBTAINING LODGING PROVIDING FOR EFFECTIVE DATE AND PUBLICATION.

WHEREAS, it is the opinion of the City Council that it is in the best interest of the city to apply the fairest method possible in maintaining and regulating the use of streets throughout the city for use by truck traffic; and

WHEREAS, is necessary to prohibit trucks from departing from a designated truck route for lodging purposes since it creates several safety problems in the neighborhood; and

WHEREAS, the City Council finds that it is necessary to prohibit trucks for departing from an established truck route for obtaining lodging, also recognizing that increased regulation of truck traffic throughout the city streets constitutes a benefit for the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

SECTION 1. AMENDMENT

Amending Chapter 19, Motor Vehicle and Traffic, Article XI, Truck Traffic, of the Code of Ordinances, City of Laredo if backed specifically by amending Section 19-415 (a) (1) (e) that will now prohibit departing from a designated truck route for the purpose of obtaining lodging, and will be amended as follows;

Section 19-415. Departure from and return to a designated truck route.

(A) *Departure routes.* The operator of a truck or person causing such operation may depart from a designated truck route and it shall be a defense to prosecutions under the provisions of section 19-414 if all of the following conditions are met:

(1) If the purpose of such departure from a designated truck route is necessary for any of the following:

- a. To reach a terminal or place where such vehicle is housed or its established place of business;
- b. To load or unload merchandise at specific locations situated off designated truck routes;
- c. To perform a service at a specific location situated off designated truck routes;
- d. To obtain services, repairs or fuel in the normal course of business for the vehicle driven off the truck route if such location is within one (1) block of the designated truck route or within three (3) blocks from Lafayette Street; or
- e. ~~To obtain lodging.~~

(2) Such departure from a designated truck route must start at the turning off point leading and proceeding to the ultimate destination of the vehicle by the shortest and most direct route except when such route is sign posted as "No Trucks" ; and

(3) The operator departing from a designated truck route must have in his/her possession for the inspection by police officers or the city manager's authorized representative, his/her log book, delivery slips, or other evidence his/her destination to justify the presence of the vehicle on a street or roadway other than a designated truck route.

(B) *Return routes.* The operator of a truck or person causing such operation which has lawfully departed from a designated truck route according to subsection (a) above or has traveled to multiple destinations off the designated truck route according to subsection (c) below shall return to a designated truck route from such departures or final destination and it shall be a defense to prosecutions under the provisions of section 19-414 only if such return leads directly from the final destination point off the truck route to the designated truck route by the shortest and most direct route except when such route is sign posted as "No Trucks." And the operator has in his/her possession for the inspection by police officers or the city manager's authorized representative, his/her log book, delivery slips, or other evidence of his/her destination to justify the presence of the vehicle on a street or roadway other than a designated truck route.

(C) *Multiple destination routes after departure.* The operator of a truck or person causing such operation which has lawfully departed from a designated truck route according to subsection (a) above may continue from his/her destination point off the designated truck route to another destination point off the designated truck route without returning to the designated truck route and it shall be a defense to prosecutions under the provisions of section 19-414 if all of the following conditions are met:

- (1) The additional destination off the designated truck route is for a purpose listed in subsection (a) above;
- (2) To so return to the designated truck route would increase the distance to be traveled on non-designated streets; and
- (3) The operator departing from a designated truck route must have in his/her possession for the inspection by police officers or the city manager's authorized representative, his/her log book, delivery slips, or other evidence of his/her destination to justify the presence of the vehicle on a street or roadway other than a designated truck route.

(Ord. No. 98-060, § 1, 4-27-98; Ord. No. 99-245, § 1, 8-23-99)

SECTION 2. SEVERABILITY

If any provision, section, subsection, sentence, clause or phrase of this ordinance, or the application of same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or for any reason unenforceable, the validity of the remaining portion of this ordinance or its application to other person or sets of circumstances shall not be affected thereby, it being the intent of the City Council of the City of Laredo in adopting this ordinance that no portion hereof of provisions or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity and all provisions are declared severable for that purpose.

SECTION 3. PUBLICATION

This Ordinance shall be published once in accordance with the provisions set for in Section 2.09 (d) of the City Charter. This ordinance shall become effective upon its passage and publication.

APPROVED BY THE MAYOR ON THIS _____ DAY OF _____, 2004.

Elizabeth G. Flores
Mayor

Attest:

Gustavo Guevara, Jr.
City Secretary

APPROVED AS TO FORM:

Jaime L. Flores
City Attorney

By: Allan W. McGraw
Allan W. McGraw
Assistant City Attorney

COUNCIL COMMUNICATION

DATE: 2-17-04	SUBJECT: FINAL READING OF ORDINANCE NO. 2004-O-038 Authorizing the City Manager to execute a lease with Webb County Juvenile Board for approximately 100,357 square feet of land located at 4602 North Bartlett Avenue. Lease term is for three (3) years commencing on January 1, 2004 and ending on December 31, 2006; lease may be terminated by either party upon giving a one hundred and eighty (180) day written notice. Monthly rent shall be \$2,137.35 and will be adjusted annually according to changes in the Consumer Price Index; providing for an effective date.	
INITIATED BY:	Cynthia Collazo Assistant City Manager	STAFF SOURCE: Jose L. Flores Airport Director
PREVIOUS ACTION: On February 2, 2004, Ordinance was introduced by City Council, and Staff was instructed to proceed.		
BACKGROUND: In 1996, The City of Laredo approved a two-year lease (8-01-96 to 7-31-98) lease agreement with Community Education Partners for this tract of land for the purpose of installing modular buildings to house an alternative education program for at-risk youth in our community. In 1998, Webb County Juvenile Board assumed the lease formerly held by Community Education Partners. Webb County Juvenile Board wishes to enter into a lease agreement for a three-year term. Another location was proposed in order to make ready the current land premises for anticipated future medical-related enterprises. The proposed location was located 5103 Foster Avenue (formerly CAA Elderly Nutrition Central Kitchen). A courtesy informational survey/input form of the proposed relocation of the alternative school was distributed to the nearby residents in which a negative response was expressed by the majority of the residents. On Monday, October 23, 2000, Webb County Commissioners Court approved a Resolution calling for a referendum to authorize the issuance of bonds to construct a permanent Juvenile Justice Alternative Education Program (JJAEP) campus, off airport.		
FINANCIAL:	Land Rent Revenues Account No. 242-0000-361-2060 Previous Monthly Rent: \$1,775.00 Monthly Rent: \$2,137.35 Per Month x 12 Months = \$25,648.20 Increase: 20.4141%	
COMMITTEE RECOMMENDATION: The Airport Advisory Committee recommends approval.		STAFF RECOMMENDATION: That the City Manager be authorized to execute a lease with Webb County Juvenile Board.

ORDINANCE NO. 2004-O-038

AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE WITH WEBB COUNTY JUVENILE BOARD FOR APPROXIMATELY 100,357 SQUARE FEET OF LAND LOCATED AT 4602 NORTH BARTLETT AVENUE AT THE LAREDO INTERNATIONAL AIRPORT;

1. LEASE TERM IS FOR THREE (3) YEARS COMMENCING ON JANUARY 1, 2004 AND ENDING ON DECEMBER 31, 2006; LEASE MAY BE TERMINATED BY EITHER PARTY UPON GIVING A ONE HUNDRED AND EIGHTY (180) DAY WRITTEN NOTICE;

2. MONTHLY RENT SHALL BE \$2,137.35 AND WILL BE ADJUSTED ANNUALLY ACCORDING TO CHANGES IN THE CONSUMER PRICE INDEX; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Airport Director recommends that the City Council approve the proposed lease between the City of Laredo, as LESSOR, and Webb County Juvenile Board, as LESSEE, for approximately 100,357 square feet of land located at 4602 North Bartlett Avenue at the Laredo International Airport, as a contract and in furtherance of the development of the Laredo International Airport and as a support to the maintenance and operation of the Laredo International Airport.

WHEREAS, the Airport Advisory Committee finds that said lease and contract are in the best interest of the Airport and recommends that the City Council approve the proposed lease; and

WHEREAS, the City Council of the City of Laredo having heard the recommendations of the Airport Director and of the Airport Advisory Committee agrees with same.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The City Manager be and is hereby authorized to execute a lease with Webb County Juvenile Board for approximately 100,357 square feet of land located at 4602 North Bartlett Avenue at the Laredo International Airport, a copy of which lease is attached hereto as Exhibit A, and incorporated herein as if set out at length for all intents and purposes.

Section 2: This Ordinance shall become effective upon passage hereof.

AN ORDINANCE AUTHORIZING A LEASE BETWEEN THE CITY OF LAREDO AND WEBB COUNTY JUVENILE BOARD (100,357 SQUARE FEET OF LAND)

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON
THIS THE ____ DAY OF _____, 2004.

ELIZABETH G. FLORES
MAYOR

ATTEST:

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:
JAIME L. FLORES
CITY ATTORNEY

BY: Valeria M. Acevedo
VALERIA M. ACEVEDO
ASSISTANT CITY ATTORNEY

COUNCIL COMMUNICATION

DATE 02-17-04	SUBJECT: FINAL READING OF ORDINANCE #2004-O-039 AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE OF BLOCKS 08, 08-A, X, Y, AND AN ADDITIONAL 14,333 SQUARE FEET BETWEEN THE SAID BLOCKS, AND EXCLUDING 1,225 SQUARE FEET WITHIN THE BLOCK 08-A, WESTERN DIVISION, CITY OF LAREDO, TO MORGAN STERN REALTY HOLDINGS, LLC., A CALIFORNIA LIMITED LIABILITY COMPANY, CATHY ASSOCIATES LLC, A COLORADO LIMITED LIABILITY COMPANY, AND MARY ASSOCIATES, LLC, A COLORADO LIMITED LIABILITY COMPANY, IN ACCORDANCE WITH THE TERMS OF THE NEGOTIATED LEASE ATTACHED AS EXHIBIT A, INCLUDING COMMENCING MONTHLY RENTAL OF \$5,109.00 WITH ANNUAL ADJUSTMENT THEREOF BASED ON ANY CHANGE IN THE CONSUMER PRICE INDEX; AND PROVIDING FOR EFFECTIVE DATE.
INITIATED BY: Cynthia Collazo Assistant City Manager	STAFF SOURCE: Angelo Ferrazzano Real Estate Manager
PREVIOUS COUNCIL ACTION: This ordinance was introduced by City Council on February 2, 2004	
BACKGROUND: Ordinance No. 2000-0-181 of July 17, 2000 authorized the lease of Blocks 08 and 08-A, Western Division to Spigel Properties Laredo, Ltd, for parking in conjunction with lessee's operation of Riverdrive Mall. Then Ordinance No. 2003-0-204 of August 19, 2003 authorized the assignment of that lease to Morgan Stern Realty Holdings, LLC, Mary Associates, LLC, and Cathy Associates, LLC, three ra limited liability companies. The said assignees, having acquired ownership of the premises formerly known as Riverdrive Mall, entered into negotiations with city staff for a new lease to replace the current one assigned to them, and to expand the leasehold area from the current one of Block 08 and 08-A, to that consisting of Blocks 08, 08-A, X, Y and a parcel between Block 08 and 08-A of 6,000 square feet and a parcel between Blocks X and Y of 8,333 square feet, and excluding therefrom 1,225 square feet within Block 08-A [which is the subject of a separate lease with Entravision Communications Company for location of a television tower, as authorized by Ordinance 99-0-189 dated July 6, 1999] The lease will be in the form and content attached to the proposed ordinance as Exhibit 1, and will provide for a monthly rental of \$5,109.00 and annual adjustment of the rent based on any change in the Consumer Price Index.	
FINANCIAL IMPACT: Lease of city land Revenue Account: 101-0000-361-2003 RiverDrive Mall	
COMMITTEE RECOMMENDATION: N/A	STAFF RECOMMENDATION: Staff recommends passage of Ordinance.

ORDINANCE #2004-O-039

AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE OF BLOCKS 08, 08-A, X, Y, AND AN ADDITIONAL 14,333 SQUARE FEET BETWEEN THE SAID BLOCKS, AND EXCLUDING 1,225 SQUARE FEET WITHIN BLOCK 08-A, WESTERN DIVISION, CITY OF LAREDO, TO MORGAN STERN REALTY HOLDINGS, LLC., A CALIFORNIA LIMITED LIABILITY COMPANY, CATHY ASSOCIATES LLC, A COLORADO LIMITED LIABILITY COMPANY, AND MARY ASSOCIATES, LLC, A COLORADO LIMITED LIABILITY COMPANY, IN ACCORDANCE WITH THE TERMS OF THE NEGOTIATED LEASE ATTACHED AS EXHIBIT A, INCLUDING COMMENCING MONTHLY RENTAL OF \$5,109.00 WITH ANNUAL ADJUSTMENT THEREOF BASED ON ANY CHANGE IN THE CONSUMER PRICE INDEX; AND PROVIDING FOR EFFECTIVE DATE .

WHEREAS, by Ordinance No. 2000-0-181 dated July 17, 2000 the City Council authorized the lease of Blocks 08 and 08-A, Western Division to Spigel Properties Laredo, Ltd, for parking in conjunction with lessee's operation of Riverdrive Mall; and

WHEREAS, by Ordinance No. 2003-0-204 dated August 19, 2003 the City Council authorized the assignment of that lease to Morgan Stern Realty Holdings, LLC, Mary Associates, LLC, and Cathy Associates, LLC, three limited liability companies; and

WHEREAS, the said assignees, having acquired ownership of the premises formerly known as Riverdrive Mall, have entered into negotiations with city staff for a new lease to replace the current one assigned to them, and to expand the leasehold area from the current one of Block 08 and 08-A, to that of Blocks 08, 08-A, X, Y and a parcel between Block 08 and 08-A of 6,000 square feet and a parcel between Blocks X and Y of 8,333 square feet, and excluding therefrom 1,225 square feet within Block 08-A [which is the subject of a separate lease with Entravision Communications Company for location of a television tower, as authorized by Ordinance 99-0-189 dated July 6, 1999]; and

WHEREAS, the City Council finds that it is in the best interest of the City of Laredo to enter into this lease so that lessees to use it for the provision of parking spaces in conjunction with lessees' operation of the El Portal Center [formerly, Riverdrive Mall]; and

WHEREAS, the lease will commence on the 1st day of the month following the date of completion of paving by the City of the property to be leased.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

1. The City Manager is authorized the execute a lease in the form and content contained in Exhibit 1 attached to this ordinance in which the lessees will be Morgan Stern Realty Holdings, LLC, a California limited liability company ,Mary Associates, LLC,

and Cathy Associates, LLC, two Texas limited liability companies, and the property leased will be Blocks 08, 08-A, X, Y, 6,000 square feet between Blocks 8 and 08-A, and 8,333 square feet between Blocks X and Y, save and except a parcel of 1,225 square feet [currently leased to another party], and the monthly rental will be \$5,109.00 with annual review for adjustment based on the consumer price index

2. This Ordinance shall become effective upon passage thereof.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS
THE _____ DAY OF _____, 2004.

ELIZABETH G. FLORES
Mayor

ATTEST:

GUSTAVO GUEVARA, JR.
City Secretary

APPROVED AS TO FORM:
Jaime L. Flores
City Attorney

By: _____
ANTHONY McGETTRICK
Assistant City Attorney

COUNCIL COMMUNICATION

DATE 02-17-04	SUBJECT: RESOLUTION NO. 2004-R-015 ACCEPTING THE DONATION OF ONE UTILITY EASEMENT FOR THE PUEBLO NUEVO SUBDIVISION EASEMENT ACQUISITION PROJECT. THIS BEING A 0.0344 ACRE PARCEL FROM MARIO J. RENTERIA AND MARIA A. RENTERIA, WHICH IS OUT OF LOT 1, BLOCK 10, PUEBLO NUEVO SUBDIVISION, DESCRIBED BY METES AND BOUNDS AND SURVEY ATTACHED AS EXHIBITS A and B.	
INITIATED BY: Cynthia Collazo Assistant City Manager		STAFF SOURCE: Angelo Ferrazzano Real Estate Manager
PREVIOUS COUNCIL ACTION: None.		
BACKGROUND: The City of Laredo is in the process of extending utility services lines through the Pueblo Nuevo Subdivision Right-of-Way and Easement project, among other colonias in conjunction with its Agreement with Webb County; and The extension of utility services lines to the Pueblo Nuevo Subdivision will expedite the delivery of water and sewer services to residents of that colonia In order to proceed with the extension of utility services lines to the Pueblo Nuevo Subdivision, it is in the best interest of the City of Laredo to accept the donation of one utility easement over the said parcel, as described in the exhibits.		
FINANCIAL IMPACT: Land. Acct. 557-0000-161-0000		
COMMITTEE RECOMMENDATION: N/A		STAFF RECOMMENDATION: Staff recommends approval of Resolution.

RESOLUTION NO. 2004-R-015

ACCEPTING THE DONATION OF ONE UTILITY EASEMENT FOR THE PUEBLO NUEVO SUBDIVISION EASEMENT ACQUISITION PROJECT. THIS BEING A 0.0344 ACRE PARCEL FROM MARIO J. RENTERIA AND MARIA A. RENTERIA, WHICH IS OUT OF LOT 1, BLOCK 10 PUEBLO NUEVO SUBDIVISION, AS DESCRIBED BY METES AND BOUNDS AND SURVEY ATTACHED AS EXHIBITS A and B.

WHEREAS, the City of Laredo is in the process of extending utility services lines to various colonias, including the Pueblo Nuevo Subdivision Easement Project and

WHEREAS, the extension of utility services lines to the Pueblo Nuevo Subdivision, will expedite the delivery of utility services to residents of that area; and

WHEREAS, in order to proceed with the extension of utility services lines to the Pueblo Nuevo Subdivision, it is in the best interest of the City of Laredo to accept the donation of the above-referenced parcel of land as a utility easement, as described in attached Exhibits A & B.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

A. It hereby accepts the donation of one utility easement for the Pueblo Nuevo Subdivision Easement Acquisition Project. This being a 0.0344 acre parcel from Mario J. Renteria and Maria A. Renteria, which is out of Lot 1, Block 10, Pueblo Nuevo Subdivision, and described by metes and bounds on Exhibit A and by survey on Exhibit B.

B. This resolution shall become effective on passage thereof.

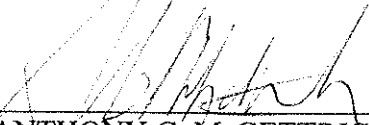
PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON
THIS, THE _____ DAY OF FEBRUARY, 2004.

ELIZABETH G. FLORES
MAYOR

ATTEST:

GUSTAVO GUEVARA, JR
CITY SECRETARY

APPROVED AS TO FORM:
JAIME L. FLORES
CITY ATTORNEY

By: 

ANTHONY C. McGETTRICK
ASST. CITY ATTORNEY

**STATE OF TEXAS
COUNTY OF WEBB**

A TRACT OF LAND CONTAINING 0.0344 ACRES, more or less, situated in Webb County, Texas, said 0.0344 acre tract being out of Lot 1, Block 10, Pueblo Nuevo Subdivision recorded in Volume 5, Page 19, Map Records of Webb County, Texas, this 0.0344 acre tract being more particularly described by metes and bounds as follows:

BEGINNING at a ½" diameter iron rod set with cap marked "FEC" being the southwest corner of said Lot 1, Block 10 for the southwest corner of this 0.0344 acre tract;

THENCE due north, a distance of 15.00' to a ½" diameter iron rod set with cap marked "FEC" for the northwest corner hereof;

THENCE S89°49'00"E, a distance of 100.00' to a ½" diameter iron rod set with cap marked "FEC" for the northeast corner hereof;

THENCE due south, a distance of 15.00' to a ½" diameter iron rod set with cap marked "FEC" for the southeast corner hereof;

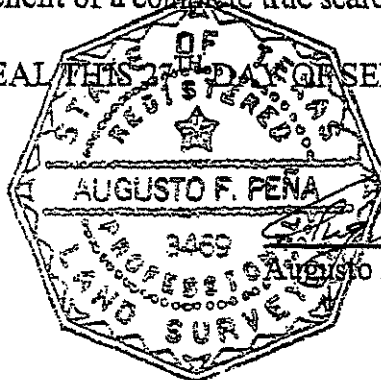
THENCE N89°49'00"W, a distance 100.00' to the **PLACE OF BEGINNING** of this 0.0344 acre, more or less, tract of land.

Note: Basis of bearings taken from the west line of Pueblo Nuevo Subdivision as recorded in Volume 5, Page 19 of the Map Records of Webb County.

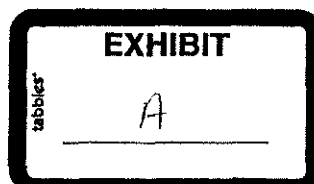
**STATE OF TEXAS
COUNTY OF WEBB**

I, Augusto F. Pena, a Registered Professional Land Surveyor, do hereby certify that the foregoing metes and bounds description is true and correct to my best knowledge and was prepared from an actual survey made on the ground, under my direction and from office records available, without the benefit of a complete title search.

WITNESS MY HAND AND SEAL THIS 27th DAY OF SEPTEMBER, 2002.



Augusto F. Pena
Augusto F. Pena, R.P.L.S.# 3469
P.E.# 12455



SURVEY
OF
TRACT 10-1-E1
BEING A 0.0344 ACRE TRACT OF LAND
OUT OF
LOT 1 BLOCK 10, PUEBLO NUEVO SUBDIVISION
VOL. 5, PC. 19, MAP RECORDS OF WEBB COUNTY, TEXAS

FOSTER ENGINEERING CO.
1004 HILLSIDE ROAD
LAREDO, TEXAS 78041
(956) 723-3451
FILE: PN.B.9.02.DWG

SCALE: 1" = 50'

BLOCK 10

STATE HIGHWAY 359 R.O.W.

LEGEND

- EXIST. PLATTED PROPERTY LINES
- EXIST. FENCES
- EXIST. BURIED COMMUNICATION LINE
- EXIST. OVER HEAD ELECTRIC
- EXIST. BUILDING STRUCTURE
- EXIST. BUILDING STRUCTURE (LINE APPROX.)
- PROPOSED CENTERLINE
- PROPOSED R.O.W. TAKE
- PROPOSED EASEMENT TAKE
- SET BACK

BASE OF BEARINGS TAKEN FROM WEST LINE OF PUEBLO NUEVO SUBDIVISION AS RECORDED IN VOLUME 5, PAGE 19 OF THE MAP RECORDS OF WEBB COUNTY, TEXAS.

COORDINATE SYSTEM: NAD83/NAD98, STATE PLANE 4305 GRID, GRID TO SURFACE FACTOR BEING 1.00007

RTK GPS DATA COLLECTION WAS USED. RTK BASE COORDINATES WERE DETERMINED USING GPS STATIC OBSERVATIONS WITH DIFFERENTIAL CORRECTIONS APPLIED FROM FOSTER ENGINEERING OFFICE BASE COORDINATES.

I, Augusto F. Pena, a Registered Professional Land Surveyor, do hereby certify that the foregoing plat is true and correct to my best knowledge and belief and was prepared from an actual survey made on the ground, under my direction and from office records available, without the benefit of a complete title search.

WITNESS MY HAND AND SEAL THIS 27th DAY OF SEPTEMBER, 2002.

NOTE:

LOCATIONS OF EXISTING UTILITIES AS SHOWN ON THIS SURVEY ARE APPROXIMATE. THIS SURVEY SHALL NOT BE USED FOR CONSTRUCTION PURPOSES. ANY PERSONS DOING EXCAVATION SHALL STILL BE REQUIRED TO CONDUCT UTILITY LOCATES IN A MANNER THAT SATISFIES THE REQUIREMENTS OF UTILITY COMPANIES AS WELL AS ALL APPLICABLE LOCAL, STATE AND FEDERAL REGULATIONS. ANY PERSONS DOING EXCAVATION SHALL BEAR FULL RESPONSIBILITY OF PROTECTING EXISTING UTILITY LINES.

AUGUSTO F. PENA, R.P.L.S. # 3469
P.E. # 12455

EXHIBIT

B

COUNCIL COMMUNICATION

DATE 02-17-04	SUBJECT: RESOLUTION NO. 2004-R-016 ACCEPTING THE DONATION OF TWO UTILITY EASEMENTS FOR THE PUEBLO NUEVO SUBDIVISION EASEMENT ACQUISITION PROJECT, THESE BEING: (1) A 0.0503 ACRE PARCEL FROM HOMERO D. GONZALEZ AND WIFE SAN JUANITA GONZALEZ, WHICH IS OUT OF LOT 1, BLOCK 9, PUEBLO NUEVO SUBDIVISION, DESCRIBED BY METES AND BOUNDS AND SURVEY ATTACHED AS EXHIBITS A and B; AND (2) A 0.0744 ACRE PARCEL FROM HOMERO D. GONZALEZ AND WIFE SAN JUANITA GONZALEZ, WHICH IS OUT OF LOT 2, BLOCK 9, PUEBLO NUEVO SUBDIVISION, DESCRIBED BY METES AND BOUNDS AND SURVEY ATTACHED AS EXHIBITS C and D;
INITIATED BY: Cynthia Collazo Assistant City Manager	STAFF SOURCE: Angelo Ferrazzano Real Estate Manager
PREVIOUS COUNCIL ACTION: None.	
BACKGROUND: The City of Laredo is in the process of extending utility services lines through the Pueblo Nuevo Subdivision Right-of-Way and Easement project, among other colonias in conjunction with its Agreement with Webb County; and The extension of utility services lines to the Pueblo Nuevo Subdivision will expedite the delivery of water and sewer services to residents of that colonia In order to proceed with the extension of utility services lines to the Pueblo Nuevo Subdivision, it is in the best interest of the City of Laredo to accept the donation of two utility easements over the said parcels, as described in the exhibits.	
FINANCIAL IMPACT: Land. Acct. 557-0000-161-0000	
COMMITTEE RECOMMENDATION: N/A	STAFF RECOMMENDATION: Staff recommends approval of Resolution.

RESOLUTION NO. 2004-R-016

ACCEPTING THE DONATION OF TWO UTILITY EASEMENTS FOR THE PUEBLO NUEVO SUBDIVISION EASEMENT ACQUISITION PROJECT, THESE BEING:

- (1) A 0.0503 ACRE PARCEL FROM HOMERO D. GONZALEZ AND WIFE SAN JUANITA GONZALEZ, WHICH IS OUT OF LOT 1, BLOCK 9 PUEBLO NUEVO SUBDIVISION, AS DESCRIBED BY METES AND BOUNDS AND SURVEY ATTACHED AS EXHIBITS A and B;and
- (2) A 0.0744 ACRE PARCEL FROM HOMERO D. GONZALEZ AND WIFE SAN JUANITA GONZALEZ, WHICH IS OUT OF LOT 2, BLOCK 9, PUEBLO NUEVO SUBDIVISION; AS DESCRIBED BY METES AND BOUNDS AND SURVEY ATTACHED AS EXHIBITS C and D.

WHEREAS, the City of Laredo is in the process of extending utility services lines to various colonias, including the Pueblo Nuevo Subdivision Easement Project and

WHEREAS, the extension of utility services lines to the Pueblo Nuevo Subdivision, will expedite the delivery of utility services to residents of that area; and

WHEREAS, in order to proceed with the extension of utility services lines to the Pueblo Nuevo Subdivision, it is in the best interest of the City of Laredo to accept the donation of the two above-referenced parcels of land as utility easements, as described in attached Exhibits A & B, as to 0.0503 acre easement, and in attached Exhibits C and D as to the 0.0744 acre easement

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

- A. It hereby accepts the donation of two utility easements for the Pueblo Nuevo Subdivision Easement Acquisition, these being:

- (1) A 0.0503 acre parcel from Homero D. Gonzalez and wife San Juanita Gonzalez, which is out of Lot 1, Block 9, Pueblo Nuevo Subdivision, and described by metes and bounds on Exhibit A and by survey on Exhibit B; and
- (2) A 0.0744 acre parcel from Homero D. Gonzalez and wife San Juanita Gonzlaea, which is out of Lot 2, Block 9, Pueblo Nuevo Subdivision, and described by metes and bounds on Exhibit C and by survey on Exhibit D; and

B. This resolution shall become effective on passage thereof.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON
THIS, THE _____ DAY OF FEBRUARY, 2004.

ELIZABETH G. FLORES
MAYOR

ATTEST:

GUSTAVO GUEVARA, JR
CITY SECRETARY

APPROVED AS TO FORM:
JAIME L. FLORES
CITY ATTORNEY

By: 

ANTHONY C. McGETTRICK
ASST. CITY ATTORNEY

TRACT 9-1-E1

**STATE OF TEXAS
COUNTY OF WEBB**

A TRACT OF LAND CONTAINING 0.0503 ACRES, more or less, situated in Webb County, Texas, said 0.0503 acre tract being out of Lot 1, Block 9, Pueblo Nuevo Subdivision recorded in Volume 5, Page 19, Map Records of Webb County, Texas, this 0.0503 acre tract being more particularly described by metes and bounds as follows:

BEGINNING at a ½" diameter iron rod set with cap marked "FEC" being the southwest corner of said Lot 1, Block 9 for the southwest corner of this 0.0503 acre tract;

THENCE due north, a distance of 12.00' to a ½" diameter iron rod set with cap marked "FEC" for the northwest corner hereof;

THENCE S89°49'00"E, a distance of 182.45' to a ½" diameter iron rod set with cap marked "FEC" for the northeast corner hereof;

THENCE due south, a distance of 12.00' to a ½" diameter iron rod set with cap marked "FEC" for the southeast corner hereof;

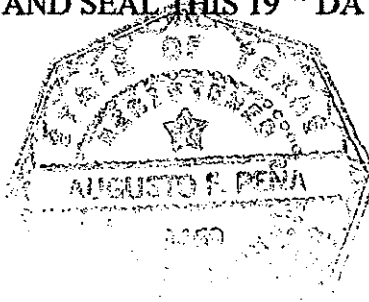
THENCE N89°49'00"W, a distance 182.45' to the **PLACE OF BEGINNING** of this 0.0503 acre, more or less, tract of land.

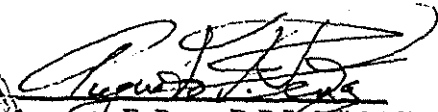
Note: Basis of bearings taken from the west line of Pueblo Nuevo Subdivision as recorded in Volume 5, Page 19 of the Map Records of Webb County.

**STATE OF TEXAS
COUNTY OF WEBB**

I, Augusto F. Pena, a Registered Professional Land Surveyor, do hereby certify that the foregoing metes and bounds description is true and correct to my best knowledge and was prepared from an actual survey made on the ground, under my direction and from office records available, without the benefit of a complete title search.

WITNESS MY HAND AND SEAL THIS 19TH DAY OF DECEMBER, 2003.




Augusto F. Pena, R.P.L.S.# 3469
P.E.# 12455



SURVEY
OF
TRACT 9-1-E1
BEING A 0.0503 ACRE TRACT OF LAND
OUT OF
LOT 1 BLOCK 9, PUEBLO NUEVO SUBDIVISION
VOL. 5, PG. 19, MAP RECORDS OF WEBB COUNTY, TEXAS

REV: 12-19-03
REDUCED ORIGINAL PROPOSED
15' WIDE CALLED EASEMENT TO
12' WIDE AS INSTRUCTED BY
L.W.U.D.

FOSTER ENGINEERING CO.
1004 HILLSIDE ROAD
LAREDO, TEXAS 78041
(956) 723-3451
F.E. PH.8.19.02.DWG

SCALE: 1" = 100'

BLOCK 8

BLOCK 9

PUEBLO NUEVO
SUBDIVISION
LOT 1 BLK 9
(APPROX. 4.4548 ACRES)

JUVENTINO GARCIA, JR.

N 17066347.15
E 720601.36

NORTH
12.00'
P.O.B.

N 17066335.15
E 720601.50

TRACT 9-1-E1
TAKE 0.0503 ACS.
FOR UTILITY EASEMENT

N 17066348.36
E 720983.82

S 89°46'00" E 182.45'

N 17066335.39
E 720983.04

STATE HIGHWAY 359 R.O.W.

LEGEND

- EXIST. PLATTED PROPERTY LINES
- EXIST. FENCES
- EXIST. BURNED CORRESPONDENCE LINE
- EXIST. OVER HEAD ELECTRICAL
- EXIST. BUILDING
- ▨ EXIST. BUILDING STRUCTURE (DASH APPROX.)
- PROPOSED CENTERLINE
- PROPOSED EASEMENT TAKE
- PROPOSED EASEMENT TAKE
- EXIST. BURNED

* BASIS OF BEARINGS TAKEN FROM WEST LINE OF PUEBLO NUEVO SUBDIVISION AS RECORDED IN VOLUME 5, PAGE 19 OF THE MAP RECORDS OF WEBB COUNTY, TEXAS.

* COORDINATE SYSTEM: NAD83/NAVD83, STATE PLANE 4300 GRID, GRID TO SURFACE FACTOR BEING 1.00007

* RTK GPS DATA COLLECTION WAS USED. RTK BASE COORDINATES WERE DETERMINED USING GPS STATIC OBSERVATIONS WITH DIFFERENTIAL CORRECTIONS APPLIED FROM FOSTER ENGINEERING OFFICE BASE COORDINATES.

I, Augusto F. Pena, a Registered Professional Land Surveyor, do hereby certify that the foregoing plot is true and correct to my best knowledge and belief and was prepared from an actual survey made on the ground, under my direction and from office records available, without the benefit of a complete title search.

WITNESS MY HAND AND SEAL THIS 19th DAY OF DECEMBER, 2003.

NOTE:

LOCATIONS OF EXISTING UTILITIES AS SHOWN ON THIS SURVEY ARE APPROXIMATE. THIS SURVEY SHALL NOT BE USED FOR CONSTRUCTION PURPOSES. ANY PERSONS DOING EXCAVATION SHALL STILL BE REQUIRED TO CONDUCT UTILITY LOCATES IN A MANNER THAT SATISFIES THE REQUIREMENTS OF UTILITY COMPANIES AS WELL AS ALL APPLICABLE LOCAL, STATE AND FEDERAL REGULATIONS. ANY PERSONS DOING EXCAVATION SHALL BEAR FULL RESPONSIBILITIES OF PROTECTING EXISTING UTILITY LINES.

EXHIBIT

"B"



TRACT 9-2-E1

**STATE OF TEXAS
COUNTY OF WEBB**

A TRACT OF LAND CONTAINING 0.0744 ACRES, more or less, situated in Webb County, Texas, said 0.0744 acre tract being out of Lot 2, Block 9, Pueblo Nuevo Subdivision recorded in Volume 5, Page 19, Map Records of Webb County, Texas, this 0.0744 acre tract being more particularly described by metes and bounds as follows:

BEGINNING at a ½" diameter iron rod set with cap marked "FEC" being the southwest corner of said Lot 2, Block 9 for the southwest corner of this 0.0744 acre tract;

THENCE due north, a distance of 12.00' to a ½" diameter iron rod set with cap marked "FEC" for the northwest corner hereof;

THENCE S89°49'00"E, a distance of 270.00' to a ½" diameter iron rod set with cap marked "FEC" for an interior corner hereof;

THENCE due south, a distance of 12.00' to a ½" diameter iron rod set with cap marked "FEC" for the southeast corner hereof;

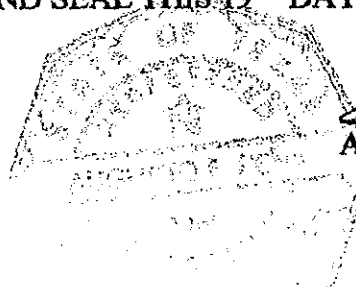
THENCE N89°49'00"W, a distance 270.00' to the **PLACE OF BEGINNING** of this 0.0744 acre, more or less, tract of land.

Note: Basis of bearings taken from the west line of Pueblo Nuevo Subdivision as recorded in Volume 5, Page 19 of the Map Records of Webb County.

**STATE OF TEXAS
COUNTY OF WEBB**

I, Augusto F. Pena, a Registered Professional Land Surveyor, do hereby certify that the foregoing metes and bounds description is true and correct to my best knowledge and was prepared from an actual survey made on the ground, under my direction and from office records available, without the benefit of a complete title search.

WITNESS MY HAND AND SEAL THIS 19TH DAY OF DECEMBER, 2003.


Augusto F. Pena, R.P.L.S.# 3469
P.E.# 12455



SURVEY

OF
TRACT 9-2-E1
BEING A 0.0744 ACRE TRACT OF LAND
OUT OF
LOT 2 BLOCK 9, PUEBLO NUEVO SUBDIVISION
VOL 5, PG. 19, MAP RECORDS OF WEBB COUNTY, TEXAS

REV. 12-18-03
REVISION ENTIALED ELIMINATION OF
PREVIOUS PROPD SEWER LIFT STATION
EASEMENT AREA AND REDUCTION OF
ORIGINAL PROPD 15' WIDE EASEMENT
(CALLED) TO 12' WIDE AS INSTRUCTED
BY L.W.A.D.

FOSTER ENGINEERING CO.
1004 HILLSIDE ROAD
LAREDO, TEXAS 78041
(956) 723-3451
FILE: PN.9.19.02.DWG

SCALE: 1" = 100'

8

BLOCK 9

1

2

PUEBLO NUEVO
SUBDIVISION
LOT 2 BLK 9
(APPROX. 8.2565 ACRES)

JUVENTINO GARCIA SR.
(VOL. 383, PP. 800, OPRCT)
2-15-96

BLOCK 10

BLOCK 10

TRACT 9-2-E1
TAKE 0.0744 ACS
FOR UTILITY ESMNT

N 17066348.39
E 720983.82

N 17066348.39
E 720983.84

N 17066336.39
E 720983.94

N 17066336.39
E 721253.91

N 89°49'00" E 270.00'

S 89°49'00" E 270.00'

N 89°49'00" W 270.00'

P.O.B.

NORTH 12.00'

SOUTH 12.00'

STATE HIGHWAY 359 R.O.W.

LEGEND

- EXIST. PLATTED PROPERTY LINES
- CHRT. FENCES
- EXIST. BURIED COMMUNICATION LINE
- EXIST. OPEN HEAD
- EXIST. TIE
- EXIST. BUILDING
- EXIST. BUILDING
- EXIST. BUILDING (SEE LEGAL LINES APPROX.)
- PROPOSED COVERLAC
- PROPOSED EASEMENT WAY
- PROPOSED EASEMENT WAY
- SET IRON ROD

• BASIS OF BEARINGS TAKEN FROM WEST LINE OF PUEBLO NUEVO SUBDIVISION AS RECORDED IN VOLUME 6, PAGE 19 OF THE MAP RECORDS OF WEBB COUNTY, TEXAS.

• COORDINATE SYSTEM: NAD83/WM83, STATE PLANE 4209 GRID, GRID TO SURFACE FACTOR BEING 1.00007

• RTK GPS DATA COLLECTION WAS USED. RTK BASE COORDINATES WERE DETERMINED USING GPS STATIC OBSERVATIONS WITH DIFFERENTIAL CORRECTIONS APPLIED FROM FOSTER ENGINEERING OFFICE BASE COORDINATES.

I, Augusto F. Pena, a Registered Professional Land Surveyor, do hereby certify that the foregoing plat is true and correct to my best knowledge and belief and was prepared from an actual survey made on the ground, under my direction and from office records available, without the benefit of a complete title search.

WITNESS MY HAND AND SEAL THIS 19th DAY OF DECEMBER, 2003.

NOTE:

LOCATIONS OF EXISTING UTILITIES AS SHOWN ON THIS SURVEY ARE APPROXIMATE. THIS SURVEY SHALL NOT BE USED FOR CONSTRUCTION PURPOSES. ANY PERSONS DOING EXCAVATION SHALL STILL BE REQUIRED TO CONDUCT UTILITY LOCATES IN A MANNER THAT SATISFIES THE REQUIREMENTS OF UTILITY COMPANIES AS WELL AS ALL APPLICABLE LOCAL, STATE AND FEDERAL REGULATIONS. ANY PERSONS DOING EXCAVATION SHALL BEAR FULL RESPONSIBILITY OF PROTECTING EXISTING UTILITY LINES.

EXHIBIT

"D"



COUNCIL COMMUNICATION

DATE 02-17-04	SUBJECT: RESOLUTION NO. 2004-R-017 Accepting the donation of the "Surface Only" of a 0.1331 of an acre (5,798.61 sq. ft.), more or less, parcel of land from Diversified Investors of Laredo, a Texas General Partnership, for the Upper Zacate Creek Improvements Project. Said parcel of land being situated in Survey 1020, Abstract 780, Northern Division, City of Laredo, Webb County, Texas.	
INITIATED BY: Cynthia Collazo Assistant City Manager		STAFF SOURCE: Angelo Ferrazzano Real Estate Manager
PREVIOUS COUNCIL ACTION: None.		
BACKGROUND: The City of Laredo plans to construct a drainage channel in the Upper Zacate Creek in order to alleviate periodic flooding in the creek segment which extends in a Southwesterly direction from Bartlett Avenue to McPherson Road. In that regard, the partners of Diversified Investors of Laredo, a Texas Limited Partnership, have executed a Warranty Deed conveying a 0.1331 of an acre parcel of land to the City of Laredo. In order to proceed with the Upper Zacate Creek Improvements Project, it is in the best interest of the City of Laredo to accept the donation of the above-referenced land parcel.		
FINANCIAL IMPACT: Land. Acct. 991-0000-161-0000		
COMMITTEE RECOMMENDATION: N/A		STAFF RECOMMENDATION: Staff recommends approval of Resolution.

RESOLUTION NO. 2004-R-017

ACCEPTING THE DONATION OF THE "SURFACE ONLY" OF A 0.1331 OF AN ACRE (5,798.61 SQ. FT.), MORE OR LESS, PARCEL OF LAND FROM DIVERSIFIED INVESTORS OF LAREDO, A TEXAS GENERAL PARTNERSHIP, FOR THE UPPER ZACATE CREEK IMPROVEMENTS PROJECT. SAID PARCEL OF LAND BEING SITUATED IN SURVEY 1020, ABSTRACT 780, NORTHERN DIVISION, CITY OF LAREDO, WEBB COUNTY, TEXAS; BEING GENERALLY DESCRIBED BELOW, AND MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS ON ATTACHED EXHIBITS "A" & "B".

WHEREAS, the City of Laredo plans to construct a drainage channel in the Upper Zacate Creek in order to alleviate periodic flooding in the creek segment which extends in a Southwesterly direction from Bartlett Avenue to McPherson Road; and,

WHEREAS, in that regard, the Trustees of Diversified Investors of Laredo, have executed a Warranty Deed conveying a 0.1331 of an acre parcel of land to the City of Laredo; and,

WHEREAS, in order to proceed with the Upper Zacate Creek Improvements Project, it is in the best interest of the City of Laredo to accept the donation of the above-referenced land parcel, as described on attached Exhibits "A" & "B".

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

- A. It hereby accepts the donation of the "Surface Only" of a 0.1331 of an acre (5,798.61 sq. ft.), more or less, parcel of land from Diversified Investors of Laredo, a Texas General Partnership, for the Upper Zacate Creek Improvements Project. Said parcel of land being situated in Survey 1020, Abstract 780, Northern Division, City of Laredo, Webb County, Texas; being generally described below, and more particularly described by metes and bounds on attached Exhibits "A" & "B".

B. This Resolution shall become effective upon passage thereof.

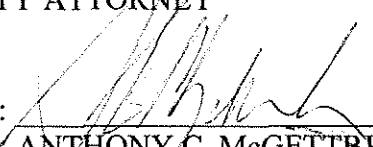
PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON
THIS, THE _____ DAY OF _____, 2004.

ELIZABETH G. FLORES
MAYOR

ATTEST:

GUSTAVO GUEVARA, JR
CITY SECRETARY

APPROVED AS TO FORM:
JAIME L. FLORES
CITY ATTORNEY

By: 

ANTHONY C. McGETTRICK
ASST. CITY ATTORNEY

0.1331 ACRE TRACT
METES AND BOUNDS DESCRIPTION

A TRACT OF LAND CONTAINING 0.1331 ACRES (5,798.61 SQ. FT.), more or less, situated in Survey 1020, Abstract 780, Rafael Vidaurri, Original Grantee, Northern Division, City of Laredo, Webb County, Texas, said 0.1331 acre tract being out of a 180.246 acre tract of land as recorded in Vol. 533, Page 200-202, Webb County Deed Records, and more fully described by metes and bounds as follows, to wit:

BEGINNING at an iron rod found for the northwest corner of Lot 1, Block 8, Alta Vista Subdivision - Unit 2, as recorded in Vol. 10, Page 46, Webb County Plat Records, said iron rod being the southeast corner of this 0.1331 acre tract;

THENCE N72°35'40"W, a distance of 302.02' to a ½" iron rod set with cap marked "FEC" on the east right-of-way of McPherson Road for the southwest corner hereof;

THENCE N10°36'13"E, along the east right-of-way of McPherson Road, a distance of 0.59' to a ½" iron rod set with cap marked "FEC" for the northwest corner hereof;

THENCE S79°45'37"E, along a south line of McPherson Acres Development - Unit IV, as recorded in Vol. 3, Page 26-A, Webb County Plat Records, a distance of 299.90' to a ½" iron rod set with cap marked "FEC" for the northwest corner of the aforementioned Alta Vista Subdivision - Unit 2, said iron rod being the northeast corner of this 0.1331 acre tract;


THENCE S10°36'13"W, along the west line of Alta Vista Subdivision - Unit 2, a distance of 38.09' to the **PLACE OF BEGINNING** of this 0.1331 acre tract.

Note: Basis of bearings taken from the McPherson Acres Development - Unit IV as per plat recorded in Vol. 3, Page 26-A, Webb County Plat Records.

STATE OF TEXAS
COUNTY OF WEBB

I, John E. Foster, a Registered Professional Land Surveyor, do hereby certify that the above and foregoing metes and bounds description is true and correct to my best knowledge and belief and was prepared from an actual survey made on the ground August 10-15, 2001 and January 3-4, 2002 under my direction and from office records available.

WITNESS MY HAND AND SEAL THIS 12TH DAY OF JANUARY, 2004.



JOHN E. FOSTER, R.P.L.S. #1136
P.E. #15851

EXHIBIT

"A"

SURVEY

OF

A 0.1331 ACRE TRACT OF LAND

BEGING OUT OF A 180.246 ACRE TRACT OF LAND

RECORDED IN VOLUME 533, PAGE 211-214, WEBB COUNTY DEED RECORDS

SITUATED IN SURVEY 1020, ABSTRACT 780, RAFAEL VIDAURRI ORIGINAL GRANTEE,

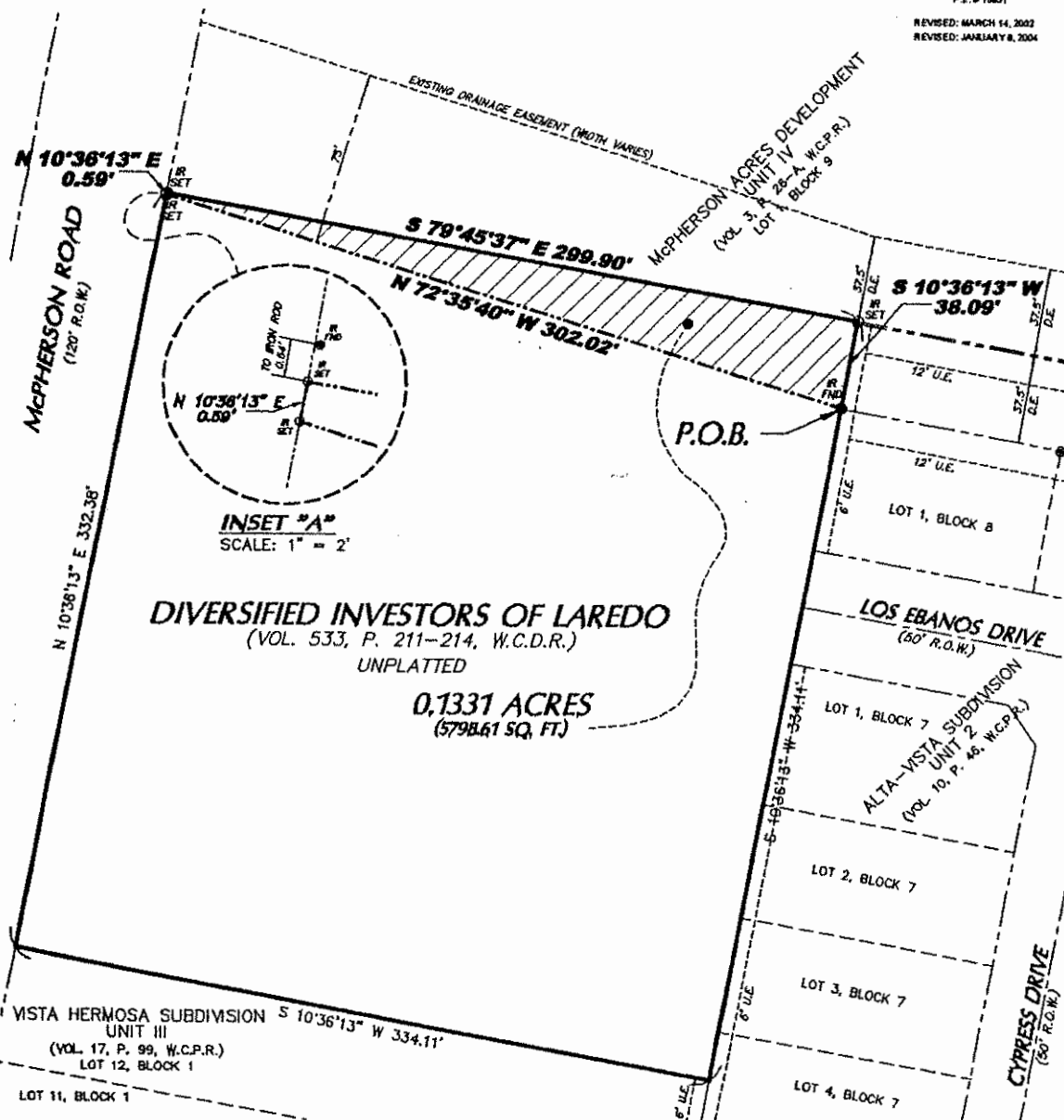
NORTHERN DIVISION LAREDO, WEBB COUNTY, TEXAS

FINAL PLOTTED: JANUARY 12, 2004
BY: FOSTER ENGINEERING CO.
FILE: JF-UPPERCATE_DE.DWG

JOHN E. FOSTER, R.P.L.S. # 1136
P.E. # 16851

REVISED: MARCH 14, 2002
REVISED: JANUARY 8, 2004

SCALE: 1" = 60'



DIVERSIFIED INVESTORS OF LAREDO

(VOL. 533, P. 211-214, W.C.D.R.)

UNPLATTED

0.1331 ACRES

(5798.61 SQ. FT.)

NOTES

1. BASIS OF BEARINGS TAKEN FROM THE SOUTHERLY LINE (S 79°43'10" E) OF LOT 1, BLOCK 9, McPHERSON ACRES DEVELOPMENT UNIT IV, CITY OF LAREDO, WEBB COUNTY, TEXAS AS PER PLAT RECORDED IN VOLUME 3, PAGE 26-A, PLAT RECORDS OF WEBB COUNTY, TEXAS.
2. P.O.B. (POINT OF BEGINNING) FOR DESCRIPTION IS A FOUND IRON ROD FOR THE NORTHWEST CORNER OF LOT 1, BLOCK 7, ALTA-VISTA SUBDIVISION - UNIT 2, AS PER PLAT RECORDED IN VOLUME 10, PAGE 46, PLAT RECORDS OF WEBB COUNTY, TEXAS.
3. THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT.

LEGEND

- ⊙ IR INDICATES A FOUND IRON ROD
- IR INDICATES 1/2" DIAMETER IRON ROD
- SET WITH CAP MARKED "FEC" INDICATES PERIMETER OF EASEMENT
- INDICATES AREA OF EASEMENT

STATE OF TEXAS
COUNTY OF WEBB

I, JOHN E. FOSTER, A REGISTERED PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY THAT THE FOREGOING SURVEY IS TRUE AND CORRECT TO MY BEST KNOWLEDGE AND BELIEF AND WAS PREPARED FROM AN ACTUAL SURVEY MADE ON THE GROUND ON AUGUST 10-15, 2001 AND JANUARY 3-4, 2002 UNDER MY DIRECTION AND FROM OFFICE RECORDS AVAILABLE.

EXHIBIT

"B"

JOHN E. FOSTER, R.P.L.S. # 1136
P.E. # 16851

COUNCIL COMMUNICATION

DATE: 2/17/04	SUBJECT: RESOLUTION NO. 2004-R-018 CONSIDERATION TO AUTHORIZE THE CITY MANAGER TO ACCEPT THE DONATION OF TWO FORTY FEET TRAILER BOXES FROM SOUTHWESTERN MOTOR TRANSPORT LINES, INCORPORATED (SMT) WITH AN ESTIMATED VALUE OF \$2,400.00 EACH. THIS EQUIPMENT WILL BE USED AS HAZARDOUS MATERIAL TRAINING PROPS AT THE LAREDO INTERNATIONAL FIRE/LAW ENFORCEMENT TRAINING CENTER.	
INITIATED BY: Larry Dovalina, City Manager		STAFF SOURCE: Luis F. Sosa, Jr., Fire Chief
PREVIOUS COUNCIL ACTION: None.		
BACKGROUND: The Laredo Fire Department is in the process of acquiring training props for the Laredo International Fire/Law Enforcement Training Center. Southwestern Motor Transport, Inc., (SMT) has been instrumental in providing guidance and equipment in assuring the training center meets its goals and objectives.		
FINANCIAL IMPACT: No Financial Impact.		
COMMITTEE RECOMMENDATION: N/A		STAFF RECOMMENDATION: Staff recommends that this Resolution be Adopted by City Council.

RESOLUTION NO. 2004-R-018

CONSIDERATION TO AUTHORIZE THE CITY MANAGER TO ACCEPT THE DONATION OF TWO FORTY FEET TRAILER BOXES FROM SOUTHWESTERN MOTOR TRANSPORT LINES, INCORPORATED (SMT) WITH AN ESTIMATED VALUE OF \$2,400 EACH. THIS EQUIPMENT WILL BE USED AS HAZARDOUS MATERIAL TRAINING PROPS AT THE LAREDO INTERNATIONAL FIRE/LAW ENFORCEMENT TRAINING CENTER.

WHEREAS, the two forty feet trailer boxes will be used as a Hazardous Materials Training Prop at the Laredo International Fire/Law Enforcement Training Center

WHEREAS, Southwestern Motor Transport Lines, Inc., has offered to donate two forty feet trailer boxes which will be instrumental equipment for future trainings for the Laredo International Fire/Law Enforcement Training Center.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAREDO, TEXAS.

Authorizing the City Manager to accept the donation of two Trailer Boxes from Southwestern Motor Transport Lines, Inc., that will be used as Hazardous Material Training Props at the Laredo International Fire/Law Enforcement Training Center.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS _____ DAY OF _____ 2004.

ELIZABETH G. FLORES, MAYOR

ATTEST:

GUSTAVO GUEVARA, JR., CITY SECRETARY

APPROVED AS TO FORM:



JAIME L. FLORES, CITY ATTORNEY

COUNCIL COMMUNICATION

DATE: 02/17/04	SUBJECT: RESOLUTION 2004-R-019 ORDERING AND PROCLAIMING A GENERAL CITY ELECTION TO BE HELD ON SATURDAY, MAY 15, 2004; DESIGNATING POLLING PLACES; DESIGNATING A RUN-OFF DATE; PROVIDING FOR PUBLICATION; AND AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACT WITH THE WEBB COUNTY ELECTIONS ADMINISTRATOR FOR THE PURPOSE OF CONDUCTING A JOINT ELECTION WITH THE CITY OF LAREDO.
INITIATED BY: Larry Dovalina City Manager	STAFF SOURCE: Gustavo Guevara, Jr. City Secretary
PREVIOUS COUNCIL ACTION:	
BACKGROUND: Article X – Section 10.01 City Elections: The regular City Election shall be held on the third Saturday of May for the 2004 election only. Article II – Section 2.01 (C) Term: The Mayor, Municipal Court Judge, and City Council Members shall serve a four (4) year term with a limit of two (2) elected four (4) year terms. The present positions for election are: Council Members Districts IV, V, VII and VIII.	
FINANCIAL: \$ 35,000.00 Account 101-1720-513-5500 Purchase Professional Service	
RECOMMENDATION: Staff recommends motion approval.	

RESOLUTION 2004-R-019

ORDERING AND PROCLAIMING A GENERAL CITY ELECTION TO BE HELD ON SATURDAY, MAY 15, 2004; DESIGNATING POLLING PLACES; DESIGNATING A RUN-OFF DATE; PROVIDING FOR PUBLICATION; AND AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACT WITH THE WEBB COUNTY ELECTIONS ADMINISTRATOR FOR THE PURPOSE OF CONDUCTING A JOINT ELECTION WITH THE CITY OF LAREDO.

WHEREAS, I, Elizabeth G. Flores, Mayor of the City of Laredo, Webb County, Texas, by virtue of the authority vested in me by law, as Mayor of said City, do hereby proclaim, order and give notice of a General City Election in and for the said City of Laredo, to be held on Saturday, the 15th day of May A. D., 2004, for the purpose of electing the following City officials:

COUNCIL MEMBERS for DISTRICTS IV, V, VII, and VIII

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAREDO:

Section 1: That a general election be and the same is hereby ordered to be held and conducted within and for the City of Laredo on Saturday, the 15th day of May, 2004, for the purpose of electing the aforementioned city official: COUNCIL MEMBER FOR DISTRICTS IV, V, VII and VIII.

Section 2: That the mode and manner of holding and conducting said election shall be in accordance with the Texas Election Code and the City Charter of the City of Laredo, and that only resident qualified voters of the City shall be eligible to vote at said election.

Section 3: That the polls at each designated polling place, as set forth in "Exhibit A" which is attached hereto and made a part of this resolution for all purposes, on said general election day shall be open from 7:00 o'clock A.M. to 7:00 o'clock P.M.

Section 4: That the Presiding Judges shall appoint not less than two qualified election clerks to serve and assist in conducting said election; provided that if the Presiding Judge actually serves as expected, the Alternate Presiding Judge shall be one of such clerks.

Section 5: That the period for early voting by personal appearance shall begin on the April 28, 2004 and shall continue through the fourth day preceding the date of the election, May 11, 2004. The main polling place for early voting shall be the County Justice Center, located at 1100 Victoria St., Laredo, Texas and such other early voting and mobile voting places and dates as set forth in "Exhibit A" attached hereto. The main early voting polling place shall remain open from 8:00 o'clock A.M. to 5:00 o'clock P.M. on each day designated for early voting. The designated polling places shall not be open on Saturdays, Sundays or official holidays, except as otherwise provided for in schedule of "Exhibit A."

Section 6: That the Early Voting Clerk for said election shall be appointed by the Webb County Elections Administrator.

Section 7: Application for ballots by mail shall be conducted by The Webb County Elections Administrator. All ballot applications and ballots voted by mail shall be sent to the Webb County Election Administrator, 1110 Washington, Suite 103, P.O. Box 29, Laredo, Texas 78042-029.

Section 8: That notice of said elections shall be given by posting a substantial copy of this resolution at the City Hall on the bulletin board used for posting notices of the meetings of the City Council, not less than 21 days prior to the date set for said election; and a substantial copy of this resolution also shall be published in a newspaper of general circulation published in said City, the date of the first publication to be not earlier than the 30th day or later than the 10th day prior to the date set for said election.

Section 9: That said election shall be conducted at each designated voting place and the ballot to be used at such election shall be printed in the form required by the Texas Election Code and manufacturer's specifications with names of candidates printed thereon in full and prepared in such manner as specified by the Texas Election Code. That this election is to be conducted utilizing the AIS 315 Tabulation System Saturday, May 15, 2004.

Section 10: That immediately after the votes at such regular election have been conducted and proper returns thereof made to the City Council, said City Council shall meet on May 24, 2004 at 12:15 P.M. at the City Council Chambers, 1st floor, 1110 Houston, to canvass the election and cause to be entered in the proper records of the City of Laredo, Texas, its official declaration of, or order showing the actual and true results of said regular election.

Section 11: That in the event that a run-off election is required it shall be held June 19, 2004 (not earlier than the 20th day nor later than the 30th day after the date the final canvas of the main election is completed).

Section 12: That this notice shall serve as authority for conducting a joint election with Laredo Community College, Laredo Independent School District, and United Independent School District to the extent that the City of Laredo will use the same judges and clerks, where possible.

Section 13: That the City Council hereby authorizes the City Manager to enter into a contract agreement with the Webb County Elections Administrator to conduct said general election and accept the terms and conditions as set forth in the contract attached hereto and identified as "Exhibit B."

Section 14: That the City Council hereby authorizes and establishes a Central Counting Station, appointment of the Central Counting Station Presiding Judge, Manager, Tabulation Supervisor, and Counting Station Clerks as set forth in the contract agreement with the Elections Administrator.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS THE 17th DAY OF FEBRUARY, 2004.

ATTEST:

ELIZABETH G. FLORES
MAYOR

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:



JAIME L. FLORES
CITY ATTORNEY

Webb County 2004 Primary - Election Day Polling Sites

Pct. No.	Election Day Site	Address
401	Senior Citizens Home	700 Juarez Ave.
402	Holy Redeemer Church Hall	1602 Garcia St.
403	Laredo Civic Center	2400 San Bernardo Ave.
404	Richter Courts Hall	1600 Circle Dr.
405	Farias Elementary School	1510 Chicago St.
406	Santa Maria Elementary School	3800 Santa Maria Ave.
407	J. O. Walker Building	5810 San Bernardo Ave.
308	Clark Elementary	500 Hillside Rd.
309	Amparo Gutierrez Elem.	901 Calle Del Norte
310	Ibarra's Barber Shop	3815 Sanders Ave.
311	Tanis Valdez Housing Project	300 Allende St.
212	K. Tarver Elementary School	3200 Tilden Ave.
313	Buenos Aires Elementary School	520 Clark Blvd.
414	Main Boys & Girls Club	500 Moctezuma St.
215	Retama Manor (South)	1100 Galveston St.
416	Salvation Army Bldg	408 Matamoros St.
417	Heights Elementary School	1200 Market St.
218	Nixon High School - Annex	2000 Plum St.
219	M S Ryan Elementary School	2401 Clark Blvd.
220	F. S. Lara Academy	2901 E. Travis St.
221	West Express Video & Games	2210 Guadalupe St.
122	Lamar Middle School	2502 Galveston St.
423	Daiches Elementary School	1401 Green St.
124	St. Joseph Church Hall	110 N. Meadow Ave.
225	Roche Residence	218 S. Espana
226	Webb County Appraisal District	3302 Clark Blvd.
227	Arce Residence	1004 Merrimack Lp.
128	Templo Revelacion	1102 S. Meadow
129	Santo Nino Elementary School	2702 Bismark St.
130	Cigarroa High School	2600 Zacatecas St.
231	Salinas Elementary School	100 Century Dr.
132	Prada Elementary School	510 Soria Dr.
133	Perez Elementary School	500 Sierra Vista Dr.
134	D. D. Hachar Elementary School	1003 Espejo Molina Rd.
135	El Cenizo Community Center	3519 Cecilia Ln.
236	Quad-City Community Center	Hwy 649 - Main St.
237	Webb County Fire Station	Hwy 359 - 26 Miles OCL
238	Keno's Grocery Store	Hwy 59 - 18 Miles OCL
239	B P Newmann Elementary School	1300 Alta Vista Dr.
340	Laredo Teachers Fed. Credit Union	7114 McPherson Rd.
341	Nye Elementary School	101 E. Del Mar Blvd.
342	JP Precinct 4 (former DPS Office)	8501 San Dario
343	United Middle School	700 E. Del Mar Blvd.
344	TCBY Treats	1408 E. Del Mar Blvd.
345	United High School	8800 McPherson Rd.
446	Finley Elementary School	2001 Lowry Rd.
447	Muller Elementary School	4430 Muller Memorial Dr.
448	Konnie's Country Store	23311 Mines Rd.
449	Callaghan Ranch	IH 35 N - 27 Mi. OCL
250	TXDOT Building	1817 Bob Bullock Lp.
451	Gallagher Garden Apartments	5118 Gallagher Ave.
452	Colonia Guadalupe Hall	2000 San Francisco Ave.
353	Lamar-Bruni-Vergara Inner City Park	302 W. Plum St.
254	Laredo Medical Center	1700 E. Saunders St.
255	United Step Academy	5212 Bob Bullock Lp.
256	United High School (located at Pct. 345)	8800 McPherson Rd.
257	Chaparral Primary (located at Pct. 345)	Hwy 359 - 26 Miles OCL

EXHIBIT A

EXHIBIT "B"

MAY 15, 2004 Joint General Election

Early Voting Sites & Times

Main	Webb County Administrative Bldg.	1110 Washington St.	Laredo, Texas 78040
	Wednesday, April 28, 2004 through Saturday, May 01, 2004		8:00 am - 5:00 pm
	Monday, May 03, 2004 through Saturday, May 08, 2004		8:00 am - 5:00 pm
	Monday, May 10, 2004 through Tuesday, May 11, 2004		8:00 am - 5:00 pm
Branch	Mall Del Norte	5301 San Dario Ave.	Laredo, Texas 78041
	Wednesday, April 28, 2004 through Saturday, May 01, 2004		11:00 am - 8:00 pm
	Monday, May 03, 2004 through Saturday, May 08, 2004		11:00 am - 8:00 pm
	Monday, May 10, 2004 through Tuesday, May 11, 2004		11:00 am - 8:00 pm
Branch	City Hall of Laredo	1110 Houston St.	Laredo, Texas 78040
	Wednesday, April 28, 2004 through Friday, April 30, 2004		8:00 am - 5:00 pm
	Monday, May 03, 2004 through Friday, May 07, 2004		8:00 am - 5:00 pm
	Monday, May 10, 2004 through Tuesday, May 11, 2004		8:00 am - 5:00 pm
Branch	Laredo Comm. College - Human Resources	West End Washington St.	Laredo, Texas 78040
	Wednesday, April 28, 2004 through Thursday, April 29, 2004		8:00 am - 5:00 pm
	Friday, April 30, 2004		8:00 am - 1:00 pm
	Monday, May 03, 2004 through Thursday, May 06, 2004		8:00 am - 5:00 pm
	Friday, May 07, 2004		8:00 am - 1:00 pm
	Monday, May 10, 2004 through Tuesday, May 11, 2004		8:00 am - 5:00 pm
Branch	Dovalina Elementary School	1700 W. Anna Ave.	Laredo, Texas 78043
	Wednesday, April 28, 2004 through Saturday, May 01, 2004		7:30 am - 6:00 pm
	Monday, May 03, 2004 through Saturday, May 08, 2004		7:30 am - 6:00 pm
	Monday, May 10, 2004 through Tuesday, May 11, 2004		7:30 am - 6:00 pm
Branch	Daiches Elementary School	1401 Green St.	Laredo, Texas 78043
	Wednesday, April 28, 2004 through Saturday, May 01, 2004		7:30 am - 6:00 pm
	Monday, May 03, 2004 through Saturday, May 08, 2004		7:30 am - 6:00 pm
	Monday, May 10, 2004 through Tuesday, May 11, 2004		7:30 am - 6:00 pm
Branch	Cigarroa High School	2600 Zacatecas St.	Laredo, Texas 78046
	Wednesday, April 28, 2004 through Saturday, May 01, 2004		7:30 am - 6:00 pm
	Monday, May 03, 2004 through Saturday, May 08, 2004		7:30 am - 6:00 pm
	Monday, May 10, 2004 through Tuesday, May 11, 2004		7:30 am - 6:00 pm
Branch	DD Hachar Elementary School	1003 Espejo-Molina Rd.	Laredo, Texas 78046
	Wednesday, April 28, 2004 through Friday, April 30, 2004		8:00 am - 5:00 pm
	Monday, May 03, 2004 through Friday, May 07, 2004		8:00 am - 5:00 pm
	Monday, May 10, 2004 through Tuesday, May 11, 2004		8:00 am - 5:00 pm
Branch	Prada Elementary School	510 Soria Dr.	Laredo, Texas 78043
	Wednesday, April 28, 2004 through Friday, April 30, 2004		8:00 am - 5:00 pm
	Monday, May 03, 2004 through Friday, May 07, 2004		8:00 am - 5:00 pm
	Monday, May 10, 2004 through Tuesday, May 11, 2004		8:00 am - 5:00 pm
Branch	Salinas Elementary School	100 Century Dr.	Laredo, Texas 78046
	Wednesday, April 28, 2004 through Friday, April 30, 2004		8:00 am - 5:00 pm
	Monday, May 03, 2004 through Friday, May 07, 2004		8:00 am - 5:00 pm
	Monday, May 10, 2004 through Tuesday, May 11, 2004		8:00 am - 5:00 pm
Branch	Larga Vista Community Center	5401 Larga Vista Dr.	Laredo, Texas 78046
	Wednesday, April 28, 2004 through Friday, April 30, 2004		8:00 am - 5:00 pm
	Monday, May 03, 2004 through Friday, May 07, 2004		8:00 am - 5:00 pm
	Monday, May 10, 2004 through Tuesday, May 11, 2004		8:00 am - 5:00 pm
Branch	Webb County Appraisal District	3302 Clark Blvd.	Laredo, Texas 78043
	Wednesday, April 28, 2004 through Friday, April 30, 2004		8:00 am - 5:00 pm
	Monday, May 03, 2004 through Friday, May 07, 2004		8:00 am - 5:00 pm
	Monday, May 10, 2004 through Tuesday, May 11, 2004		8:00 am - 5:00 pm

EXHIBIT "B"

MAY 15, 2004 Joint General Election

Mobile Early Voting Sites & Times

Branch	Mobile Unit # 1			
W	04/28	McDonnell Elementary	310 E. Locust	7:30 am - 11:30 am
		Santo Nino Elementary	2702 Bismark St.	12:30 pm - 4:30 pm
T	04/29	Cigarroa Middle School	2600 Palo Blanco St.	7:30 am -11:30 am
		Border Region MHMR	1500 Pappas	12:30 pm - 6:00 pm
F	04/30	Mercy Reg. Medical Ctr.	1700 E. Saunders St.	8:00 am - 6:00 pm
S	05/01	K-Mart Store	5000 San Dario Ave.	11:00 am - 8:00 pm
M	05/03	Texas A & M Int'l University	5201 University Blvd.	9:00 am - 7:00 pm
T	05/04	Texas A & M Int'l University	5201 University Blvd.	9:00 am - 7:00 pm
W	05/05	Zachary Elementary	3200 Chacota	7:30 am - 11:30 am
		Kawas Elementary	2100 S. Milmo Ave.	12:30 pm - 4:30 pm
T	05/06	Santo Nino Elementary	2702 Bismark St.	7:30 am - 11:30 am
		Ligarde Elementary	2800 S. Canada	12:30 pm - 4:30 pm
F	05/07	Doctor's Hospital	10700 McPherson Rd.	8:00 am - 6:00 pm
S	05/08	El Cenizo Community Center	3519 Cecilia Ln.	8:00 am - 1:00 pm
		Rio Bravo Community Center	1600 Orquidia Ln.	2:00 pm - 7:00 pm
M	05/10	Senior Citizens Home	700 Juarez St.	7:30 am - 11:30 pm
		Lulac Haven	4601 Juarez St.	12:30 pm - 4:30 pm
T	05/11	Retama Manor (South)	1100 Galveston St.	7:30 am - 11:30 pm
		Retama Manor (West)	1200 Lane St.	12:30 pm - 4:30 pm

Webb County Elections Administration
1110 Washington St., Suite 103
Laredo, TX 78040
(956) 523-4050

Election Services
Contract
(Cost Estimate)

for the

THE CITY OF LAREDO
DISTRICTS 4, 5, 7, & 8

MAY 15, 2004

JOINT General Election

Copy 1
File Copy

X:\data\5 - 04\40401 - 0001 - Cover sheet for Contract

EXHIBIT B

STATE OF TEXAS }
 }
COUNTY OF WEBB }

THIS CONTRACT ENTERED INTO BY AND BETWEEN THE CITY OF LAREDO AND THE WEBB COUNTY ELECTIONS ADMINISTRATOR /INTERIM ADMINISTRATOR PURSUANT TO SECTION 31.092, TEXAS ELECTION CODE.

WHEREAS, THE CITY OF LAREDO AND THE WEBB COUNTY ELECTIONS ADMINISTRATOR /INTERIM ADMINISTRATOR HAVE AGREED TO CONTRACT FOR CERTAIN SERVICES FOR THE MAY 15, 2004 JOINT GENERAL ELECTION FOR THE PURPOSE OF ELECTING COUNCILMEMBERS IN DISTRICTS 4, 5, 7, & 8; AND

WHEREAS, IT IS IN THE PUBLIC INTEREST OF THE CITY OF LAREDO THAT THE WEBB COUNTY ELECTIONS ADMINISTRATOR /INTERIM ADMINISTRATOR PROVIDE CERTAIN SERVICES TO THE CITY OF LAREDO FOR THE MAY 15, 2004 JOINT GENERAL ELECTION; AND

WHEREAS, THE WEBB COUNTY ELECTIONS ADMINISTRATOR /INTERIM ADMINISTRATOR HAS PROVIDED AN ESTIMATE FOR SERVICES TO BE RENDERED BY THE ELECTIONS ADMINISTRATOR PURSUANT TO THE TERMS OF THE CONTRACT, SUCH ESTIMATE SET OUT ON EXHIBITS "A", "B", "C" AND "D" ATTACHED HERETO AND MADE A PART OF HEREOF; AND

WHEREAS, IT IS IN THE INTEREST OF THE CITY OF LAREDO THAT THE WEBB COUNTY ELECTIONS ADMINISTRATOR /INTERIM ADMINISTRATOR BE APPOINTED TO SERVE AS EARLY VOTING CLERK, THAT HE AND HIS STAFF PROVIDE SUPERVISION AND GUIDANCE TO ALL EARLY VOTING AND ELECTION DAY JUDGES AND CLERKS IN THIS MAY 15, 2004 JOINT GENERAL ELECTION; AND

WHEREAS, THE CITY OF LAREDO AND THE WEBB COUNTY ELECTIONS ADMINISTRATOR /INTERIM ADMINISTRATOR DESIRE TO ENTER INTO A CONTRACT SETTING OUT THE RESPECTIVE RESPONSIBILITIES OF THE PARTIES;

NOW THEREFORE, IT IS HEREBY AGREED AS FOLLOWS:

ARTICLE I PURPOSE

1.01 THE PARTIES HERETO HAVE ENTERED INTO THIS CONTRACT TO PERFORM THE ELECTION SERVICES DESCRIBED IN ARTICLE II HEREIN TO BE PROVIDED TO THE CITY OF LAREDO FOR THE JOINT GENERAL ELECTION.

ARTICLE II GENERAL SERVICES

2.01 THE WEBB COUNTY ELECTIONS ADMINISTRATOR /INTERIM ADMINISTRATOR AGREES TO PROVIDE TO THE CITY OF LAREDO THE FOLLOWING GENERAL SERVICES:

- A) PROCUREMENT AND DISTRIBUTION OF ALL ELECTION SUPPLIES, INCLUDING, BUT NOT LIMITED TO, THE PREPARATION, PRINTING AND DISTRIBUTION OF ALL BALLOTS.
- B) PREPARATION OF BALLOT BOXES AND SUPPLY BOXES.
- C) SECURE APPROPRIATE ELECTION JUDGES AND CLERKS FOR EARLY VOTING AND ELECTION DAY VOTING.
- D) SECURE APPROPRIATE EARLY VOTING AND ELECTION DAY POLLING PLACES.
- E) ASSEMBLY AND EDITING OF THE LISTS OF REGISTERED VOTERS TO BE USED IN CONDUCTING THE ELECTION.

- F) PAYMENT OF TEMPORARY DEPUTY EARLY VOTING CLERKS AND ELECTION DAY JUDGES AND CLERKS.
- G) PAYMENT TO JUDGES FOR PICK UP AND DELIVERY OF SUPPLIES.
- H) CONDUCT DRAWING FOR CANDIDATES' NAME PLACEMENT ON BALLOT (IF NECESSARY).
- I) PROVIDE INFORMATION TO VOTERS AND ELECTION OFFICERS AND GENERAL OVERALL SUPERVISION OF THE ELECTION.
- J) PREPARATION AND DISTRIBUTION OF "WRITS OF ELECTION" TO ELECTION OFFICERS AS REQUIRED BY LAW.
- K) TABULATION OF EARLY VOTING AND ELECTION DAY RETURNS.
- L) OTHER INCIDENTAL RELATED SERVICES AS MAY BE NECESSARY TO CONDUCT THE ELECTION.
- M) CREATE A BALLOT BOARD FOR PROCESSING EARLY VOTING BALLOTS.

ARTICLE III SCHEDULE FOR PERFORMANCE OF SERVICES

3.01 SPECIFIC SERVICES TO BE PROVIDED RELATED TO THE GENERAL SERVICES IDENTIFIED IN ARTICLE II HEREIN ABOVE SHALL BE PERFORMED IN ACCORDANCE WITH THE FOLLOWING TIME SCHEDULE AND ALL APPLICABLE LAWS:

60TH DAY PRIOR TO ELECTION DAY

- 1. FIRST DAY TO RECEIVE APPLICATIONS FOR BALLOTS TO BE VOTED BY MAIL.

45TH DAY PRIOR TO ELECTION DAY

- 1. FIRST DAY TO MAIL EARLY VOTING BALLOTS TO VOTERS WHO HAVE REQUESTED THEM, IF AVAILABLE.

30TH DAY PRIOR TO ELECTION DAY

- 1. LAST DAY FOR A PERSON TO REGISTER TO VOTE OR SUBMIT ANY CHANGE TO THEIR VOTER REGISTRATION FOR THE CITY OF LAREDO'S JOINT GENERAL ELECTION ON MAY 15, 2004. (SEC. 13.143(a), ELECTION CODE).

17TH DAY PRIOR TO ELECTION DAY

- 1. EARLY VOTING IN PERSON BEGINS. (SB 292)

7TH DAY PRIOR TO ELECTION DAY

- 1. LAST DAY TO RECEIVE APPLICATIONS FOR BALLOTS BY MAIL.

4TH DAY PRIOR TO ELECTION DAY

- 1. LAST DAY TO VOTE EARLY IN PERSON.
- 2. NOTICE OF THE TEST OF AUTOMATIC TABULATING EQUIPMENT MUST BE PUBLISHED BY CUSTODIAN OF EQUIPMENT AT LEAST 48 HOURS BEFORE THE DATE OF THE TEST (SEC. 127.096, ELECTION CODE).

3RD DAY PRIOR TO ELECTION DAY

- 1. COUNTIES WITH A POPULATION OVER 100,000 MAY BEGIN COUNTING BALLOTS VOTED IN PERSON OR BY MAIL DURING THE EARLY VOTING PERIOD. (HB 331)

2ND DAY PRIOR TO ELECTION DAY

- 1. FIRST TEST OF AUTOMATIC TABULATING EQUIPMENT USED FOR COUNTING BALLOTS AT A CENTRAL COUNTING STATION MUST BE CONDUCTED BY THIS DATE (SEC. 127.093, ELECTION CODE)

1ST DAY PRIOR TO ELECTION DAY

- 1. LAST DAY TO SUBMIT ELECTION DAY VOTER LISTS AND PRECINCT EARLY VOTING LISTS TO ELECTION JUDGES (SEC.87.122, ELECTION CODE).

ELECTION DAY (CITY OF LAREDO - MAY 15, 2004)

1. POLLS OPEN FROM 7:00AM TO 7:00PM (SEC. 41.031(a), ELECTION CODE).
2. VOTER REGISTRAR'S OFFICE OPEN FROM 7:00AM TO 7:00PM (SEC. 12.004 (c), ELECTION CODE).
3. CLERK FOR EARLY VOTING MUST CHECK MAIL BOX FOR EARLY VOTING MAIL BALLOTS AT LEAST ONCE AFTER TIME FOR REGULAR MAIL DELIVERY (SEC. 86.007(b), ELECTION CODE).
4. CLERK FOR EARLY VOTING DELIVERS VOTED BALLOTS, KEY TO DOUBLE-LOCKED BALLOT BOX, ETC., TO THE EARLY VOTING BALLOT BOARD AT TIME OR TIMES SPECIFIED BY THE PRESIDING JUDGE OF THE EARLY VOTING BALLOT BOARD, DURING THE HOURS THE POLLS ARE OPEN OR AS SOON AFTER THE POLLS CLOSE AS PRACTICABLE.

**ARTICLE IV
SERVICES NOT PROVIDED BY ELECTIONS ADMINISTRATOR**

- 4.01 THE ELECTIONS ADMINISTRATOR /INTERIM ADMINISTRATOR SHALL HAVE NO RESPONSIBILITY FOR THE PASSAGE OF THE APPROPRIATE ELECTION ORDER TO BE ADOPTED BY THE CITY OF LAREDO OR PREPARATION OF JUSTICE DEPARTMENT SUBMISSIONS.
- 4.02 IF ANY LEGAL ACTION SHOULD OCCUR OR NOT OCCUR AS EXPECTED SO AS TO MAKE THIS ELECTION UNNECESSARY, SUCH ACTION WILL AUTOMATICALLY VOID THIS CONTRACT. ALL UN-OBLIGATED FUNDS REMAINING AT THAT INSTANT WILL BE RETURNED TO THE CITY OF LAREDO.

**ARTICLE V
TERMS**

- 5.01 EXCEPT AS HEREINAFTER SET OUT, THE TERM OF THIS CONTRACT SHALL BE FROM THE PERIOD BEGINNING APRIL, 2004 THRU MAY, 2004 IN CONNECTION WITH THE CITY OF LAREDO'S JOINT GENERAL ELECTION TO BE HELD ON MAY 15, 2004 IN WEBB COUNTY, TX.

**ARTICLE VI
COST OF SERVICE AND BILLING**

- 6.01 IN CONSIDERATION FOR THE SERVICES PROVIDED BY THE WEBB COUNTY ELECTIONS ADMINISTRATOR /INTERIM ADMINISTRATOR, THE CITY OF LAREDO AGREES TO PAY WEBB COUNTY A FEE NOT TO EXCEED \$ 23,396.32 FOR THE JOINT GENERAL ELECTION IN ACCORDANCE WITH THE FOLLOWING SCHEDULE:

APRIL 01, 2004: \$ 13,600.71
MAY 30, 2004: \$ 9,795.61

\$ 23,396.32

THIS IS BASED UPON THE TOTAL ESTIMATED COST FOR THE CITY OF LAREDO'S SHARE OF THE ELECTION. PAYMENT SHALL BE MADE PAYABLE TO THE WEBB COUNTY ELECTIONS ADMINISTRATOR AND MAILED OR HAND DELIVERED TO THE FOLLOWING:

WEBB COUNTY ELECTIONS OFFICE
1110 WASHINGTON ST., SUITE 103
P. O. BOX 29
LAREDO, TEXAS 78042-0029

- 6.02 THE ELECTIONS ADMINISTRATOR /INTERIM ADMINISTRATOR SHALL PAY ONLY ACTUAL EXPENSES ATTRIBUTABLE TO ELECTION SERVICES. BUT SHALL NOT PAY DISTRICT FUNDS FOR PERFORMING DUTIES THAT THE ADMINISTRATOR IS REQUIRED TO PERFORM UNDER LAW. ANY MONIES REMAINING AFTER THE PAYMENT OF ALL COSTS OF ELECTION BILLS, INCLUDING THE PAYMENT OF PAYMENTS DUE ELECTION DAY JUDGES, CLERKS, AND JUDGES IN CHARGE OF ELECTION DAY RETURNS SHALL BE THE PROPERTY OF THE CITY OF LAREDO AND RETURNED TO THEM. THE ONLY EXCEPTION WILL BE THE 10 % (\$ 2,126.94) ADMINISTRATIVE FEE CHARGED BY THE WEBB COUNTY ELECTIONS ADMINISTRATOR /INTERIM ADMINISTRATOR, WHICH IS CONSIDERED TO BE AN ACTUAL COST.

ARTICLE VII
GENERAL PROVISIONS

- 7.01 THIS CONTRACT SHALL BE CONSTRUED UNDER AND IN ACCORDANCE WITH APPLICABLE FEDERAL AND STATE LAWS, AND ALL OBLIGATIONS OF THE PARTIES CREATED HEREUNDER ARE PERFORMABLE IN WEBB COUNTY, TEXAS.
- 7.02 IN CASE ANY ONE OR MORE OF THE PROVISIONS CONTAINED IN THIS CONTRACT SHALL FOR ANY REASON BE HELD TO BE INVALID ILLEGAL, OR UNENFORCEABLE IN ANY RESPECT, SUCH INVALIDITY, ILLEGALITY, OR UNENFORCEABILITY SHALL NOT AFFECT ANY OTHER PROVISION THEREOF, AND THIS CONTRACT SHALL BE CONSTRUED AS IF SUCH INVALID, ILLEGAL, OR UNENFORCEABLE PROVISION HAD NEVER BEEN CONTAINED HEREIN.
- 7.03 IT IS UNDERSTOOD THAT IN THE CASE OF AN ELECTION CONTEST SOLELY CHALLENGING THE CITY OF LAREDO'S ELECTION RESULTS, THE COST OF SUCH CONTEST, CHALLENGE OR LITIGATION WILL BE BORNE BY THE CITY OF LAREDO.
- 7.04 IT IS FURTHER UNDERSTOOD THAT IN THE CASE OF A RUNOFF ELECTION DUE TO UNDECIDED RACES ON THE ELECTION, THE COST OF SUCH RUNOFF ELECTION WILL ALSO BE BORNE BY THE CITY OF LAREDO AND WILL BE CONTRACTED FOR AT SUCH TIME.
- 7.05 THIS CONTRACT CONSTITUTES THE SOLE AND ONLY AGREEMENT OF THE PARTIES HERETO AND SUPERSEDES ANY PRIOR UNDERSTANDING OF WRITTEN OR ORAL AGREEMENT BETWEEN THE PARTIES RESPECTING THE WRITTEN SUBJECT MATTER.
- 7.06 IT IS ALSO UNDERSTOOD THAT IN A JOINT ELECTION ALL PARTIES SHARE IN THE COST OF SUCH JOINT ELECTION. IF ONE PARTY WITHDRAWS, HAS UNOPPOSED CANDIDATES, OR HAS CIRCUMSTANCES WHICH CHANGE THE PRECINCTS OR DISTRICTS INVOLVED IN THE ELECTION, THE COST TO THE OTHER PARTIES WILL BE AFFECTED.
- 7.07 NO AMENDMENT, MODIFICATION, OR ALTERATION OF THE TERMS HEREOF SHALL BE BINDING UNLESS THE SAME IS IN WRITING, DATED SUBSEQUENT TO THE DATE HEREOF AND DULY EXECUTED BY THE PARTIES HEREOF.

ARTICLE VIII
CONTRACT SIGNATURES

CITY OF LAREDO


ELECTIONS ADMINISTRATOR / INTERIM ADMINISTRATOR

DATE

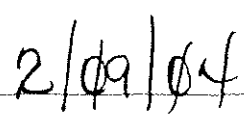

DATE

EXHIBIT “A”

EXHIBIT "A"

1. STATISTICAL INFORMATION

A. PROJECTIONS - COL ONLY

May 15, 2004 - Joint General Election

<i>Early Voting:</i>	750
<i>Election Day:</i>	1,200
<i>Total voter turnout:</i>	<hr/> 1,950
<i>Approximate number of registered voters: (In Districts 4, 5, 7 & 8)</i>	41,417
<i>Estimated Turnout Percentage:</i>	4.71%
<i>Projected Cost / Vote:</i>	\$ 12.00

B. ACTUAL TURNOUT

Early Voting:

Election Day:

Actual Voter Turnout:

Registered voters: (In Districts 4, 5, 7 & 8)

Turnout percentage:

Actual Cost / Vote:

C. Number of election day polling sites:	25
D. Number of polling sites shared with other entities:	25
E. Number of Public Buildings used as Election Day sites:	18
F. Number of Permanent Early Voting sites:	11
G. Number of mobile early voting locations:	19
H. Voting system to be used in:	1. Early Voting: Op-Scan 2. Election Day: Op-Scan
I. Number of ballots ordered (Not including sample ballots or test deck):	5,500

2. COST OF ELECTION OPERATIONS

		Quantity ↓				No. of entities sharing cost ↓		
A. Printing								
1	Official ballots	5,500 @	0.3	\$	1,650.00	2	\$	825.00
2	Sample ballots	50 @	0.3	\$	15.00	3	\$	5.00
3	Test ballots	80 @	0.3	\$	24.00	3	\$	8.00
4	Shipping			\$	75.00	4	\$	18.75
B. Tabulation Equipment								
1	Programming			\$	4,000.00	4	\$	1,000.00
2	Preventive Maintenance & Testing			\$	1,050.00	4	\$	262.50
3	On-Site Support Personnel			\$	-	4	\$	-
4	Publication of Testing of equipment			\$	288.00	4	\$	72.00
5	Rent of Tabulation Equipment						\$	25.00
C. Election Kits								
1	Early Voting	12 @	\$ 29.00	\$	348.00	4	\$	87.00
2	Election Day	4 @	\$ 29.00	\$	116.00	3	\$	38.67
3	Election Day	20 @	\$ 29.00	\$	580.00	2	\$	290.00
4	Election Day	0 @	\$ 29.00	\$	-	1	\$	-
5	Ballot Board	1 @	\$ 19.00	\$	19.00	4	\$	4.75
6	Shipping			\$	75.00	4	\$	18.75
D. Rent - Election Day Sites								
1	Pct 402 - Holy Redeemer Church Hall			\$	50.00	3	\$	16.67
							\$	-
E. Miscellaneous Costs								
1	Election Day Supplies			\$	500.00	4	\$	125.00
2	Early Voting Supplies			\$	500.00	4	\$	125.00
3	Gas for EV Mobile Units			\$	75.00	4	\$	18.75
F. Publication of "Notice of Election"				\$	1,500.00	4	\$	375.00

TOTAL ELECTION OPERATIONS

\$ 3,315.83

3. COST OF EARLY VOTING PERSONNEL

		No. of entities sharing cost		
		↓		
A. MAIN SITE				
Webb County Administrative Bldg (1 Judge, 3 Clerk)	\$ 3,645.00	4	\$	911.25
B. PERMANENT BRANCH SITES				
Mall Del Norte (1 Judge, 4 Clerks)	\$ 4,522.50	4	\$	1,130.63
City Hall - COL (1 Judge, 3 Clerks)	\$ 3,645.00	4	\$	911.25
LCC - Human Resources (1 Judge, 3 Clerks)	\$ 2,740.50	4	\$	685.13
Dovalina Elementary - LISI Dist 2 (1 Judge, 2 Clerks)	\$ 3,290.25	4	\$	822.56
Daiches Elementary - LISI Dist 2 (1 Judge, 2 Clerks)	\$ 3,290.25	4	\$	822.56
Cigarroa High - LISD Dist 7 (1 Judge, 3 Clerks)	\$ 4,333.50	4	\$	1,083.38
United DD Hachar - UISD Dist 1 (1 Judge, 2 Clerks)	\$ 2,234.50	4	\$	558.63
Prada Elementary - UISD Dist 2 (1 Judge, 2 Clerks)	\$ 2,234.50	4	\$	558.63
Salinas Elementary - UISD Dist 2 (1 Judge, 2 Clerks)	\$ 2,234.50	4	\$	558.63
Larga Vista Comm Ctr - UISD Dist 4 (1 Judge, 2 Clerks)	\$ 2,234.50	4	\$	558.63
Webb-Appraisal Dist - UIS Dist 1 (1 Judge, 2 Clerks)	\$ 2,234.50	4	\$	558.63
C. MOBILE BRANCH SITES				
Mobile Unit #1 (1 Judge, 3 Clerks)	\$ 3,645.00	4	\$	911.25
D. BALLOTS BY MAIL				
(1 Judge, 0 Clerk)	\$ 855.00	4	\$	213.75

TOTAL EARLY VOTING PERSONNEL

\$ 10,284.88

4. COST OF ELECTION DAY PERSONNEL

		Quantity ↓			No. of entities sharing cost ↓		
A. PRECINCT JUDGES AND CLERKS							
1	Judges	4 @	\$ 105.00	\$ 420.00	3	\$	140.00
2	Judges	20 @	\$ 105.00	\$ 2,100.00	2	\$	1,050.00
3	Clerks	12 @	\$ 91.00	\$ 1,092.00	3	\$	364.00
4	Clerks	60 @	\$ 91.00	\$ 5,460.00	2	\$	2,730.00
5	Delivery Fee	4 @	\$ 25.00	\$ 100.00	3	\$	33.33
6	Delivery Fee	20 @	\$ 25.00	\$ 500.00	2	\$	250.00
B. BALLOT BOARD PERSONNEL							
1	Judge	1 @	\$ 75.00	\$ 75.00	4	\$	18.75
2	Clerks	5 @	\$ 91.00	\$ 455.00	4	\$	113.75
C. CENTRAL COUNTING STATION PERSONNEL							
1	Receiving clerks	1 @	\$ 91.00	\$ 91.00	4	\$	22.75
2	Maintenance clerks	1 @	\$ 91.00	\$ 91.00	4	\$	22.75
D. TECHNICAL AND SUPPORT PERSONNEL							
1	Tabulator Operators	3 @	\$ 400.00	\$ 1,200.00	4	\$	300.00
2	Security Personnel	3 @	\$ 150.00	\$ 450.00	4	\$	112.50
3	Administrative Personnel	4 @	\$ 500.00	\$ 2,000.00	4	\$	500.00
4	Support Personnel	0 @	\$ 150.00	\$ ~	4	\$	-
5	School & Site Personnel	14 @	\$ 105.00	\$ 1,470.00	2	\$	735.00

TOTAL ELECTION DAY PERSONNEL

\$ 6,392.83

5. TOTALS

A. ELECTION OPERATIONS	\$ 3,315.83
B. EARLY VOTING PERSONNEL	\$ 10,284.88
C. ELECTION DAY PERSONNEL	\$ 6,392.83
	<hr/>
	\$ 19,993.54

D. * FICA TAXES

1	Early voting	7.65% x	\$ 10,284.88	\$ 786.79	<div>No. of entities sharing cost ↓ 1</div>
2	Election day	7.65% x	\$ 6,392.83	\$ 489.05	
				<hr/>	
				\$ 1,275.84	\$ 1,275.84

* Projected amount employees will earn over \$ 1,000.00 in a single year.

E. SUBTOTAL OF CONTRACT	\$ 21,269.39
F. COUNTY ADMINISTRATIVE FEE	
(10% of No. 5-E)	10% \$ 21,269.39 \$ 2,126.94

6. TOTAL ESTIMATED COST

\$ 23,396.32

COUNCIL COMMUNICATION

DATE: 02/17/04	SUBJECT: RESOLUTION 2004-R - 020 Authorizing the City Manager to submit a grant application to the Texas Parks and Wildlife Department for consideration of the Community Outdoor Outreach Grant Reimbursement Program for an amount not to exceed \$30,000.00 for funding of Summer outdoor recreational and educational programming for local school age children that participate in the Parks and Recreation Summer Program and certify that the City of Laredo is eligible to receive program assistance and that funding for this program is available through the Department of Parks and Recreation and further authorize the City Manager to execute any and all documents pertaining to and resulting from this submission.	
INITIATED BY: Larry Dovalina City Manager		STAFF SOURCE: Horacio de Leon, Jr. Parks and Recreation Director
PREVIOUS COUNCIL ACTION: On September 16, 2002 City Council passed a resolution authorizing the submission of the grant application.		
BACKGROUND: The Texas Parks and Wildlife Department Community Outreach Grant Program provides funding opportunities for outdoor recreational activities. The City of Laredo is eligible to receive assistance under the Texas Parks and Wildlife Community Outdoor Outreach Grant Program to fund summer recreational and educational programming for local school age children. The City of Laredo has the required funding for this program through the Department of Parks and Recreation and the funds utilized will be reimbursed upon the termination of the program.		
FINANCIAL IMPACT: Funding for this program is available under the Recreation Centers division. All expenditures will be reimbursed by this grant.		
COMMITTEE RECOMMENDATION: N/A		STAFF RECOMMENDATION: Staff recommends approval.

RESOLUTION 2004-R-020

AUTHORIZING THE CITY MANAGER TO SUBMIT A GRANT APPLICATION TO THE TEXAS PARKS AND WILDLIFE DEPARTMENT FOR CONSIDERATION OF THE COMMUNITY OUTDOOR OUTREACH GRANT REIMBURSEMENT PROGRAM FOR AN AMOUNT NOT TO EXCEED \$30,000.00 FOR FUNDING OF SUMMER OUTDOOR RECREATIONAL AND EDUCATIONAL PROGRAMMING FOR LOCAL SCHOOL AGE CHILDREN THAT PARTICIPATE IN THE PARKS AND RECREATION SUMMER PROGRAM AND CERTIFY THAT THE CITY OF LAREDO IS ELIGIBLE TO RECEIVE PROGRAM ASSISTANCE AND THAT FUNDING FOR THIS PROGRAM IS AVAILABLE THROUGH THE DEPARTMENT OF PARKS AND RECREATION AND FURTHER AUTHORIZE THE CITY MANAGER TO EXECUTE ANY AND ALL DOCUMENTS PERTAINING TO AND RESULTING FROM THIS SUBMISSION.

WHEREAS, the Texas Parks and Wildlife Department Community Outdoor Outreach Grant Program provides funding opportunities for outdoor recreational activities; and

WHEREAS, the City of Laredo is fully eligible to receive assistance under the Texas Parks and Wildlife Community Outdoor Outreach Grant Program; and

WHEREAS, the City of Laredo is desirous of authorizing the City Manager to represent and act on behalf of the City in dealing with the Texas Parks and Wildlife Department concerning the Texas Community Outdoor Outreach Program; and

WHEREAS, the City of Laredo has the required funding for the proposed program activities through the Department of Parks and Recreation; and therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAREDO, THAT:

SECTION 1: That the City of Laredo hereby certifies that they are eligible to receive assistance under the Texas Parks and Wildlife Community Outdoor Outreach Grant Program.

SECTION 2: That the City of Laredo hereby certifies that the funds for this application will be readily available.

SECTION 3: That the City of Laredo hereby authorizes and directs it's City Manager to act for the City in dealing with the Texas Parks and Wildlife Department regarding any and all matters of the Community Outdoor Outreach Grant Program and the City Manager is hereby officially designated as the representative in this regard.

SECTION 4: The City of Laredo hereby specifically authorizes the submission of the application to the Texas Parks and Wildlife Department for proposed funding of children's Summer Recreational and Educational outdoor programming.

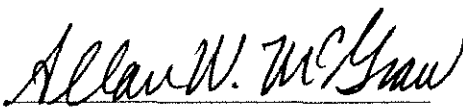
PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON
THIS THE _____ day of _____, 2004.

BY: _____
ELIZABETH G. FLORES
MAYOR

ATTEST:

GUSTAVO GUEVARA, JR.
CITY SECRETARY

APPROVED AS TO FORM:
JAIME L. FLORES
CITY ATTORNEY

BY: 
ALLAN W. MCGRAW
ASSISTANT CITY ATTORNEY

COUNCIL COMMUNICATION

DATE: 02/17/2004	SUBJECT: MOTION(S) Consideration for approval of the selection of consultant for the El Metro New Operational Building and authorization to negotiate a professional services contract. Funding is available in the Project Engineers Fees.	
INITIATED BY: Larry Dovalina, City Manager		STAFF SOURCE: Rogelio Rivera, P.E., City Engineer
PREVIOUS COUNCIL ACTION: None.		
BACKGROUND: Five (5) firms responded to the request for qualifications on Friday, December 12, 2003, at 4:00 P.M. as follows: <ol style="list-style-type: none">1. Saldana and Associates, Inc., San Antonio, Texas2. Huitt-Zollars, Inc., Fort Worth, Texas3. Carter Burgess , Houston, Texas4. Arcadis, Laredo, Texas5. Sepulveda Associates Architects, Inc., Laredo, Texas Scope of services include, but are not limited to: The consultant needs to be experienced in the Transit area as we want them to follow all the FTA steps to select an acceptable site and help do the staging with costs of each stage as the grants will likely come as \$1.7 million/year for 6 or 7 years. We will be asking the consultants to evaluate having our own CNG facility versus having a private company construct it and then selling us their gas; whether pits or hoists should be used; the number of maintenance bays; maintaining long Articulated buses; A/C in the maintenance area; security & safety issues; ADA issues; locker rooms; office areas; training areas; night maintenance shifts; etc. The Staff Committee composed of several City Departments evaluated the submittals and presentations, and based on the City's standard selection criteria (capability to perform, professional background, quality of projects, etc.). The consultant's name will be announced at the City Council Meeting.		
FINANCIAL IMPACT: Funding is available in the Project Engineers Fees. Account No. 518-5196-563-5512		
COMMITTEE RECOMMENDATION:. This item is being presented to the Engineering Contract Review Committee on Tuesday, February 17, 2004, at 5:00 P.M.		STAFF RECOMMENDATION: Approval of Motion.

COUNCIL COMMUNICATION

DATE: 02/17/04	SUBJECT: Motion(s) Authorizing the selection of a consultant, Wilbur Smith Associates and authorizing staff to enter into negotiations with the consultant for the preparation of the Laredo Metropolitan Plan Update. The MPO has budgeted \$200,000.00 for this project using federal planning grant (PL112) funds.	
INITIATED BY: Cynthia Collazo, Assistant City Manager		STAFF SOURCE: Keith Selman, Director of Planning
PREVIOUS COUNCIL ACTION: The Laredo City Council authorized the issuance of a request for proposals on December 8, 2003.		
BACKGROUND: The Unified Planning Work Program describes and schedules work to be undertaken by the LUTS during the 2003-2004 fiscal period. The development of the Laredo Metropolitan Transportation Plan Update is an objective of the 2004 Unified Planning Work Program, adopted by the Laredo Urban Transportation Study in Subtask 4.1. The objectives of the study are: 1) Review how the present plan addresses major elements of transportation planning in conformance to state and federal regulations and provide recommendations for additions or revisions. 2) Provide a transportation plan which covers a 25 year period and identifies facilities (including but not limited to major roadways, transit, and inter modal facilities) that should function as an integrated regional system. The Laredo Travel Demand Model shall be used by the consultant as a tool to help identify transportation projects. 3) Provide a transportation plan which includes both short- and long-term actions that develop and maintain an integrated, inter modal transportation system that is accessible and that efficiently moves people and goods. 4) Provide for the development of a transportation plan with public involvement and coordination with transportation providers including regional airports, rail-freight operators, commercial transport associations, and others within the area. 5) Develop a socioeconomic report for a 2003 base year and forecast through 2035. The report shall update and expand socioeconomic and demographic factors used in long-range transportation planning, including but not limited to population, housing, income, employment, etc. 6) Coordinate with all agencies involved in the development of the plan, including but not limited to the City of Laredo, County of Webb, Texas Department of Transportation (TxDOT) District Office, TxDOT Transportation Planning & Programming Division, Federal Highway Administration, Federal Transit Administration, etc.		
FINANCIAL IMPACT: The MPO has budgeted \$200,000 from account 101-2112-513-5526 for this project using federal planning grant (PL112) funds.		
COMMITTEE RECOMMENDATION: The MPO Technical Committee recommends approval.		STAFF RECOMMENDATION: Staff recommends approval.

COUNCIL COMMUNICATION

DATE: 02/17/04	SUBJECT: MOTIONS Consideration to authorize the purchase of twenty, automated side loader refuse trucks through the Texas Local Government Purchasing Cooperative (Buy Board) contract pricing in the total amount of \$3,301,240.00. Utilizing the Buy Board contract pricing, twenty auto side loader collection chassis trucks will be purchased from Rush Truck Center in the amount of \$2,036,220.00; and twenty McNeilus auto side loader collection units (31 cubic yard) will be purchased from McNeilus Truck & Manufacturing, Inc. in the amount of \$1,265,020.00. The City has requested that these trucks be delivered on a staggered delivery schedule to fully automate the refuse collection system within a two year period. Funding is pending the approval of the final reading of the ordinance 2004-032.
--------------------------	--

INITIATED BY:

Larry Dovalina
City Manager

STAFF SOURCE:

Oscar J. Medina, Solid Waste Department Director
Francisco Meza, Purchasing Agent

PREVIOUS COUNCIL ACTION: Approved the City of Laredo's participation in the Texas Local Government Purchasing Cooperative (Buy Board) at the City Council meeting of May 7, 2001. Reimbursement resolution 2004-R-013 was adopted on February 2, 2004 and a public hearing and an introduction of this ordinance was held on February 2, 2004.

BACKGROUND: Staff is requesting authorization to purchase twenty automated side loader refuse trucks through the Buy Board contract from Rush Truck Center and McNeilus Truck & Manufacturing. These trucks will be delivered on a staggered delivery schedule allowing the department to fully automate the refuse collection system within a two year period.

		Qty.	Unit Price	Total
Rush Truck Center (Delivered within 12 months)	Cab & Chassis – Peterbilt	10	\$100,911.00	\$1,009,110.00
Rush Truck Center (Delivered within 24 months)	Cab & Chassis – Peterbilt	10	\$102,711.00	\$1,027,110.00
McNeilus Truck & Manufacturing	Auto Side Loader Refuse Unit	20	\$ 63,251.00	\$1,265,020.00
Total				\$3,301,240.00

FINANCIAL:

Funds for the purchase of this equipment is available in following account:

Solid Waste Fund – Sanitation, Capital Outlay - Automotive

Account Number: 556-2550-535-9004

RECOMMENDATION:

STAFF: Staff recommends approval of this motion.

COUNCIL COMMUNICATION

DATE: 02/17/2004	SUBJECT: MOTION(S) Consideration for approval of the selection of consultants for the Laboratory Services: Materials Testing and Quality Control Project and authorization to negotiate a professional services contract. Staff recommends the selection of all three consultants and contracts be awarded on a rotating basis as projects become available. Funding is available in the Infrastructure Maintenance Fund - Purchased Professional Services.	
INITIATED BY: Larry Dovalina, City Manager		STAFF SOURCE: Rogelio Rivera, P.E., City Engineer
PREVIOUS COUNCIL ACTION: None.		
BACKGROUND: Three (3) firms responded to the request for qualifications on Friday, December 19, 2003, at 4:00 P.M. as follows: <ol style="list-style-type: none">1. Trinity Testing Laboratories, Inc., Laredo, Texas2. Howland Geoscience, Inc., Laredo, Texas3. Drash Consulting Engineers, Inc., Laredo, Texas Scope of services include, but are not limited to: *Proctors for soil samples *Density testing for compaction and moisture *Concrete sampling and concrete cylinders testing *Asphalt stabilized base sampling and testing *Asphalt sampling and testing Other specialized services may include: *Geotechnical services; analysis, reporting and recommendations *Welding Inspection Services *Design of Job Mix Formulas for asphalt, Black Base, and concrete *Monitoring and reporting of concrete and asphalt plant operations The services are to be provided mainly for the projects performed In-House by the Department of Public Works for maintenance work orders and other projects. An allowance budget for the FY 2004 will be set up for a one-year laboratory services contract. The Staff Committee composed of several City Departments evaluated the submittals and presentations, and based on the City's standard selection criteria (capability to perform, professional background, quality of projects, etc.). Staff recommends the selection of all three consultants and contracts be awarded on a rotating basis as projects become available.		
FINANCIAL IMPACT: Funding is available in the Infrastructure Maintenance Fund - Purchased Professional Services. Account No. 240-4310-533-5500 and No. 240-4315-533-5500		
COMMITTEE RECOMMENDATION: N/A.		STAFF RECOMMENDATION: Approval of Motion.

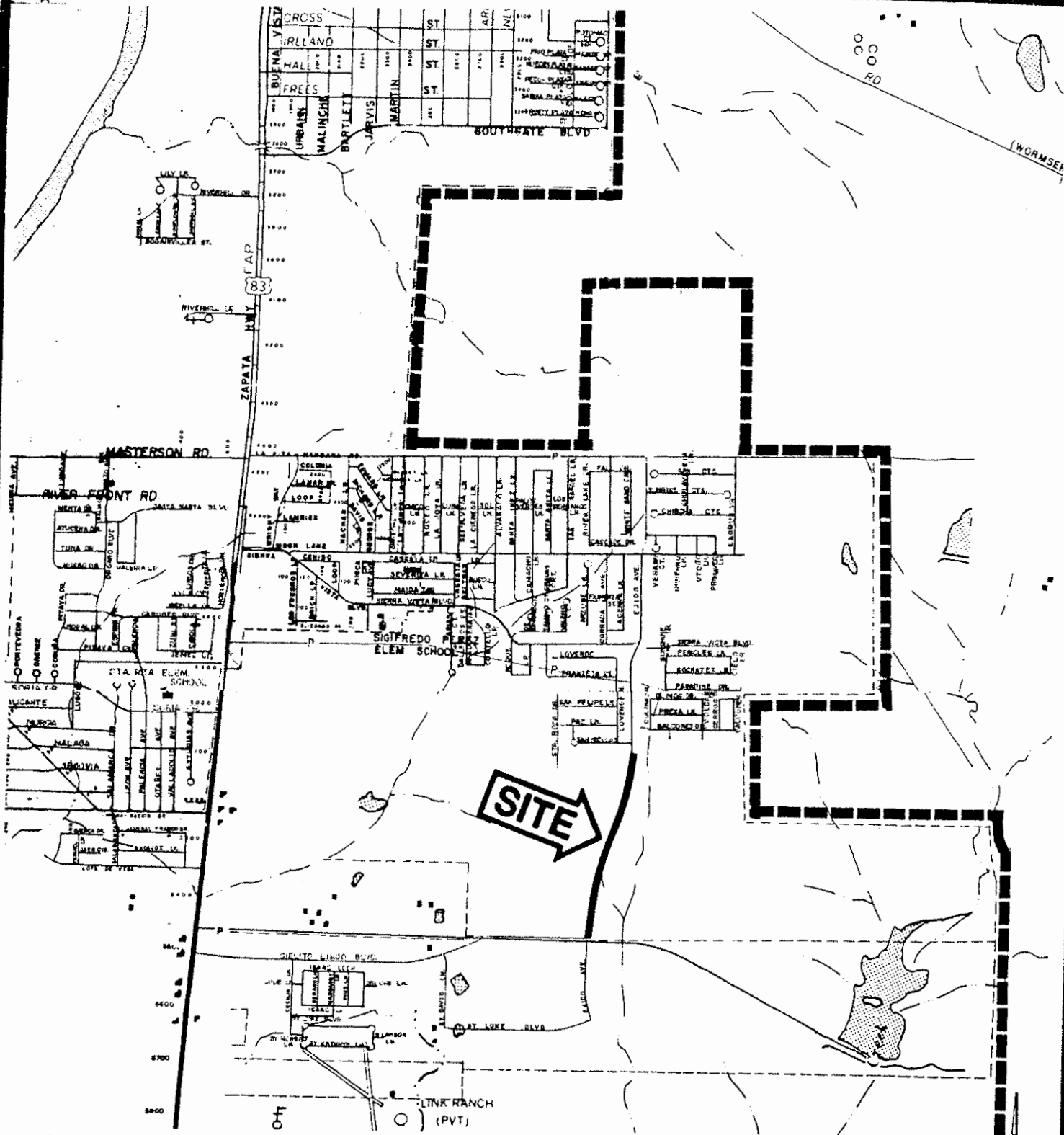
COUNCIL COMMUNICATION

DATE: 02/17/2004	SUBJECT: MOTION(S) Consideration for approval of amendment no. 3 an increase of \$5,000.00 to the professional services contract with Howland Engineering & Surveying Company, Laredo, Texas, for the Ejido Avenue Extension Project for additional services to design and prepare plans and specifications for an outlet structure for a detention facility located at the northeast section of Cielito Lindo Blvd. and Ejido Avenue intersection. Current contract amount to date is \$161,565.00. Funding is available in the 27th Action Year/2001 Grant - CD Projects Ejido Street Extension.	
INITIATED BY: Larry Dovalina, City Manager		STAFF SOURCE: Rogelio Rivera, P.E., City Engineer
PREVIOUS COUNCIL ACTION: On December 2, 2002 City Council approved amendment no. 2 an increase of \$132,815.00 to the professional services contract with Howland Engineering & Surveying Company, Laredo, Texas, for the Ejido Avenue Extension Project for surveys, design and preparation of plans and specifications and cost estimates.		
BACKGROUND: The original scope of services included, but are not limited to: Task I: *Provide right of access letters to be sent to affected property owners. *Prepare a preliminary alignment for City of Laredo Community Development, Planning and Zoning. Utility and Engineering Departments for review/comment/approval. *Environmental Study (botanical assessment of preliminary Ejido Avenue alignment (will require staking of approximately roadway centerline and right of way limits). *Field stake preliminary centerline alignment, locate existing utilities (i.e. natural gas pipelines) crossing or in close proximity to proposed roadway, show same on preliminary alignment. *Prepare preliminary schematic based on topography and preliminary hydraulics for City of Laredo Engineering Department review and approval. *Preparation of a preliminary cost estimate. *Preparation of right of way acquisition surveys for each individual tract (City of Laredo to be responsible for actual acquisition of right of way dedication). <div style="text-align: center;">Continue on Page 2 of 2</div>		
FINANCIAL IMPACT: Funding is available in the 27th Action Year/2001 Grant - CD Projects Ejido Street Extension. Account No. 211-8440-535-1342		
COMMITTEE RECOMMENDATION: N/A.		STAFF RECOMMENDATION: Approval of Motion.

Task II included amendment no. 2 for surveys, design and preparation of plans and specifications and cost estimates for the project which extends from Southgate Subdivision at Columbia to Pita Mangana Road and on to Cielito Lindo Subdivision approximately 9800 L.F. and includes the construction of a portion of Southgate Blvd. east of Columbia to Ejido. This task also includes: solicit bids from contractors for the construction of project, tabulate and provide information to the City of Laredo Engineering Department, provide construction staking and project management and assist in project close-out and provide as-built drawings of improvements.

This amendment no. 3 is for additional services to design and prepare plans and specifications for an outlet structure for a detention facility located at the northeast section of Cielito Lindo Blvd. and Ejido Avenue intersection.

Original contract amount.....	\$ 22,800.00
(Approved by the City Manager on February 6, 2002)	
Amendment no.1.....	\$ 950.00
(Approved by the City Manager on August 2, 2002)	
To perform a wetlands determination study on the livestock pond located near the north end of the project.	
Amendment no. 2.....	\$132,815.00
(Approved by City Council on December 2, 2002)	
For surveys, design and preparation of plans and specifications and cost estimates.	
This amendment no. 3.....	\$ 5,000.00
Current contract amount.....	\$161,565.00



**CONSIDERATION FOR APPROVAL OF AMENDMENT No. 3,
FOR THE EJIDO AVE. EXTENSION PROJECT**

**CITY COUNCIL MEETING
FEBRUARY 17, 2004**

**CITY OF LAREDO
ENGINEERING DEPARTMENT**
1110 HOUSTON ST. P.O. BOX 579 PH 791-7346 FAX (210) 791-7496

AGENDA ITEM

COUNCIL COMMUNICATION

DATE: 02/17/2004	SUBJECT: MOTION(S) Consideration for approval of change order no. 2 a decrease of \$22,575.25 for the balance of quantities actually constructed in place, acceptance of the CDBG Sidewalks City-Wide Project No. 22 (30 Blocks) and approval of final payment in the amount of \$37,153.85 to Gilmar Construction, Ltd., Laredo, Texas. Final contract amount is \$116,156.75. Funding is available in the 28th Action Year/2002 Grant - CD Projects/School Sidewalks.														
INITIATED BY: Larry Dovalina, City Manager	STAFF SOURCE: Rogelio Rivera, P.E., City Engineer														
PREVIOUS COUNCIL ACTION: On November 17, 2003 City Council approved change order no. 1 an increase of \$6,162.00 to the construction contract with Gilmar Construction, Ltd., Laredo, Texas, for the CDBG Sidewalks City-Wide Project No. 22 (30 Blocks) for additional concrete sidewalk and concrete header wall to prevent erosion on City's right-of-way to be constructed on the 2200 block of San Eduardo and 2700 block of McPherson.															
BACKGROUND: The original project consisted of 30 City blocks of ADA accessible sidewalks improvements throughout the City of Laredo. Generally the sidewalks are 4 feet in width with ADA ramps at each street crossing. The project also includes concrete header curbs, retaining walls, driveways and utility adjustments as required. Plans and specifications were prepared by TEC Engineers & Consultants, Inc., Laredo, Texas. This change order no. 2 is for the balance of quantities actually constructed in place. <table style="width: 100%; border: none;"> <tr> <td style="width: 80%;">Original construction contract amount.....</td> <td style="text-align: right;">\$132,570.00</td> </tr> <tr> <td colspan="2">(Awarded by City Council on June 16, 2003)</td> </tr> <tr> <td>Change order no. 1.....</td> <td style="text-align: right;">\$ 6,162.00</td> </tr> <tr> <td colspan="2">(Awarded by City Council on November 17, 2003)</td> </tr> <tr> <td colspan="2">For additional concrete sidewalk and concrete header wall to prevent erosion on City's right-of-way to be constructed on the 2200 block of San Eduardo and 2700 block of McPherson.</td> </tr> <tr> <td>This change order no. 2.....</td> <td style="text-align: right;">\$ (22,575.25)</td> </tr> <tr> <td>Final construction contract amount.....</td> <td style="text-align: right;">\$116,156.75</td> </tr> </table> The project was completed within the contract time allotted.		Original construction contract amount.....	\$132,570.00	(Awarded by City Council on June 16, 2003)		Change order no. 1.....	\$ 6,162.00	(Awarded by City Council on November 17, 2003)		For additional concrete sidewalk and concrete header wall to prevent erosion on City's right-of-way to be constructed on the 2200 block of San Eduardo and 2700 block of McPherson.		This change order no. 2.....	\$ (22,575.25)	Final construction contract amount.....	\$116,156.75
Original construction contract amount.....	\$132,570.00														
(Awarded by City Council on June 16, 2003)															
Change order no. 1.....	\$ 6,162.00														
(Awarded by City Council on November 17, 2003)															
For additional concrete sidewalk and concrete header wall to prevent erosion on City's right-of-way to be constructed on the 2200 block of San Eduardo and 2700 block of McPherson.															
This change order no. 2.....	\$ (22,575.25)														
Final construction contract amount.....	\$116,156.75														
Continue on Page 2 of 2															
FINANCIAL IMPACT: Funding is available in the 28th Action Year/2002 Grant - CD Projects/School Sidewalks. Account No. 211-8540-535-1331															
COMMITTEE RECOMMENDATION: N/A.	STAFF RECOMMENDATION: Approval of Motion.														

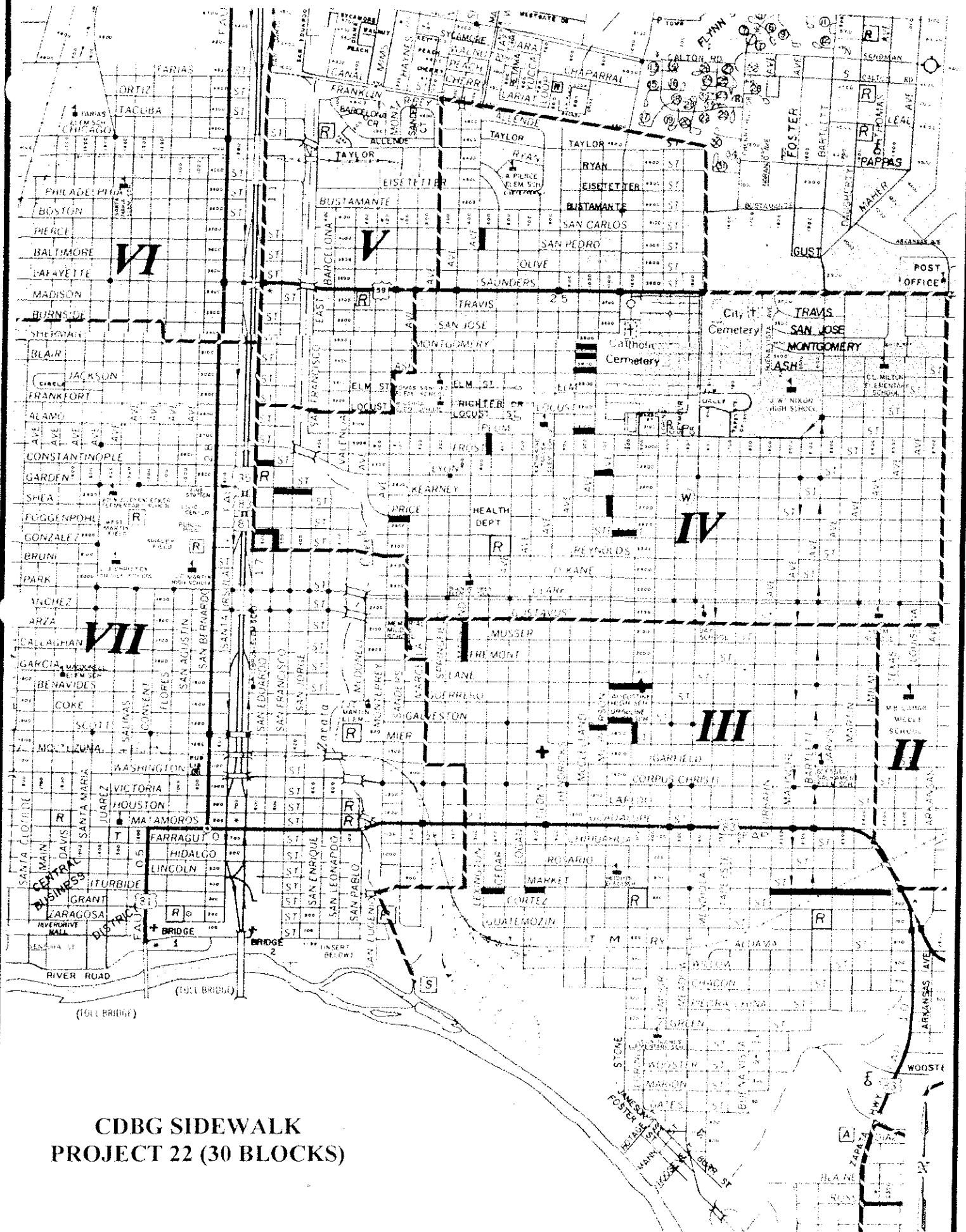
The original list of streets is as follows:

District III

Street Name	From	To	Side	No. of Blocks
Galveston	Stone	McPherson	North	1
Lane	McPherson	Loring	South	2
Maryland	Gustavus	Fremont	West	2
Stone	Galveston	Mier	East	1
Galveston	McPherson	McClelland	South	1
Market	Urbahn	Texas	South	6
Market	Logan	Tilden	South	1
Market	Lexington	Cedar	South	1
Total District III				15 Blocks

District IV

Street Name	From	To	Side	No. of Blocks
E. Price	Sanders	Monterrey	South	1
Constantinople	San Eduardo	San Dario	North	1
Plum	Hendricks	McClelland	North	1
Stewart	McPherson	Stone	North	1
Lexington	Frost	Plum	West	1
Garden	San Eduardo	San Jorge	South	2
San Eduardo	Gonzalez	Poggenpohl	East	1
Poggenpohl	San Eduardo	San Dario	South	1
Montgomery	Hendricks	McClelland	North/South	2
Ash	Hendricks	McClelland	North	1
McPherson	Kearney	Price	West	1
Lyon	McClelland	McPherson	North	1
Maryland	San Carlos	San Pedro	East	1
Total District IV				15 Blocks



CDBG SIDEWALK
PROJECT 22 (30 BLOCKS)

COUNCIL COMMUNICATION

DATE: 02/17/04	SUBJECT: MOTION Consideration to award contract number FY04-050, to the low bidder for furnishing the prefabricated concrete rebar, wire mesh and other items needed for the McPherson Drainage Project – Phase II. The contract vendor will be required to provide the necessary rebar, precut and detailed, for the concrete channels, walls, and inlets as per the construction plans. Funding is available in the 2003 Contractual Obligation Fund - McPherson Acres Drainage Project.	
INITIATED BY: Larry Dovalina, City Manager		STAFF SOURCE: Rogelio Rivera P.E., City Engineer Francisco Meza, Purchasing Agent
PREVIOUS COUNCIL ACTION: Tabled at the City Council meeting of February 2, 2004.		
BACKGROUND: Bids were solicited for furnishing the required prefabricated concrete rebar, wire mesh and other items needed for the construction of the drainage channels of the McPherson Acres Drainage Project – Phase II. Bids were opened at 2:00 PM on Friday, January 30, 2004 and the successful bidder will be identified at the City Council meeting.		
FINANCIAL IMPACT: Funding is available in the 2003 Contractual Obligation Fund - McPherson Acres Drainage Project. Account Number: 456-9852-535-4849		
COMMITTEE RECOMMENDATION:		STAFF RECOMMENDATION: It is recommended that this contract be awarded.

COUNCIL COMMUNICATION

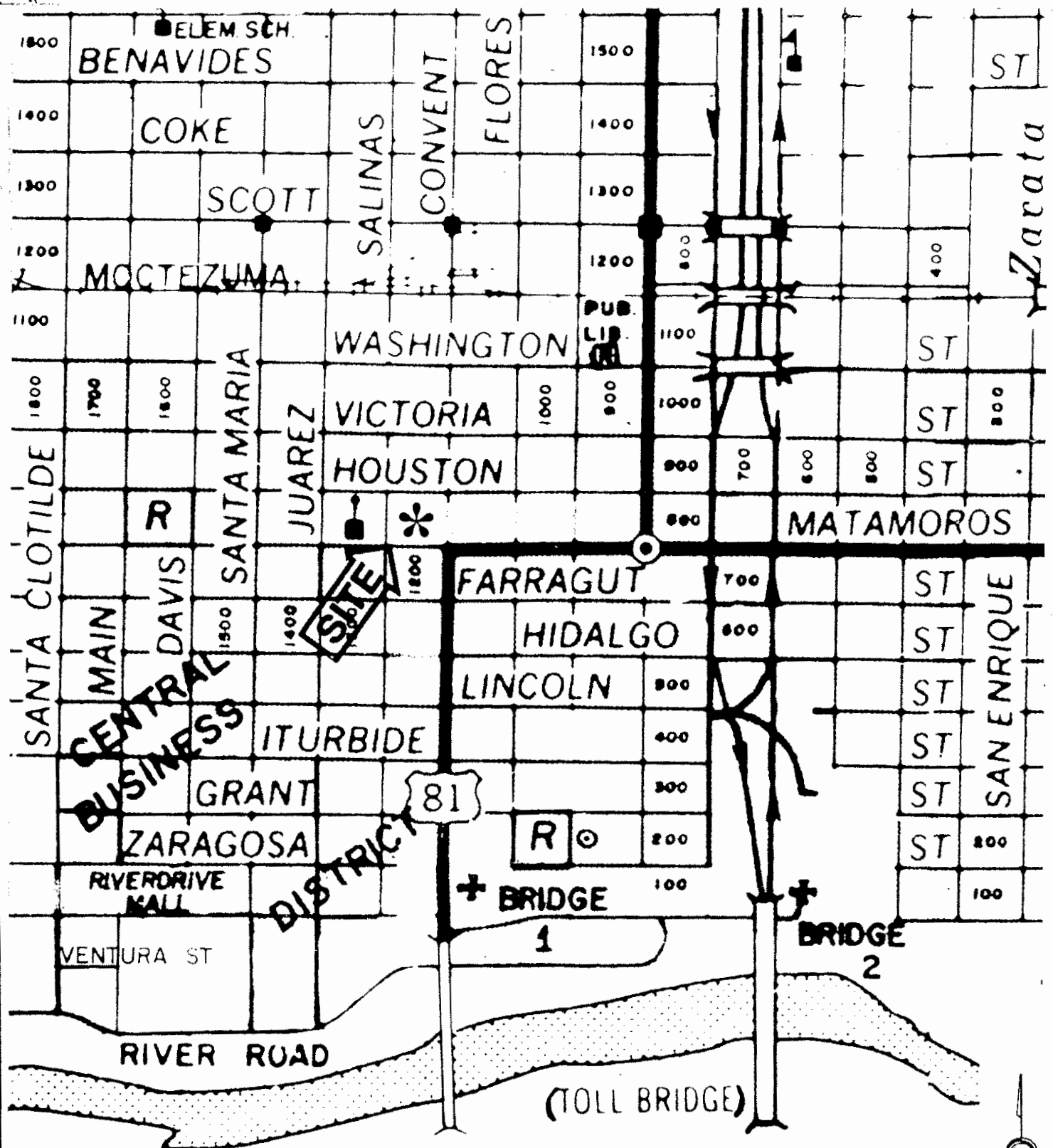
DATE: 2/17/04	SUBJECT: MOTION Amending the Habitat for Humanity - 2000 HOME Program Community Housing Development Organization (CHDO) contract to extend the period by which Habitat for Humanity must construct affordable housing on the lots purchased with HOME CHDO funds from January 2, 2004, (3 years of having signed the contract) to August 30, 2005.	
INITIATED BY: Cynthia Collazo Assistant City Manager		STAFF SOURCE: Erasmo Villarreal CD Director
PREVIOUS COUNCIL ACTION: 1/2/01 – Council authorized the award of 2000 Program Year HOME - CHDO set-aside funds in the amount of \$123,400.00 to Habitat for Humanity of Laredo, Inc. for the acquisition of 6 lots in the Riverhills Subdivision.		
BACKGROUND: <p>The City of Laredo in 2000 received a HOME Investment Partnership Program Entitlement of \$1,356,000. Through statutory requirements, the City was obligated to set aside 15% of the Program Year's funds for use by a CHDO or CHDOs. A CHDO is a private, non-profit organization that engages in the development, ownership, or sponsorship of affordable housing.</p> <p>Habitat for Humanity was awarded \$123,400 to facilitate the acquisition of 6 lots in the Riverhills Subdivision on which single-family housing units could be constructed for low-income families. Habitat successfully purchased the 6 lots within the allotted time frame and was able to construct 4 homes that were subsequently made available for purchase by low-income families. The construction of 2 homes remains pending.</p> <p>The initial contract stipulated that Habitat must have completed construction of the housing units within 3 years of having signed the contract in January of 2001. Habitat is diligently working to obtain additional funding with which to construct the remaining two homes and anticipates starting the construction of one home by May 2004 and the second in late Fall 2004.</p>		
FINANCIAL IMPACT: None		
COMMITTEE RECOMMENDATION: N/A		STAFF RECOMMENDATION: That this motion be passed.

COUNCIL COMMUNICATION

DATE: 2-17-04	SUBJECT: MOTION to amend the 29 th Action Year 2003 Consolidated One Year Action Plan to reprogram a total of \$75,000.00 from the 2003 Community Development Block Grant (CDBG) funds by reducing the amount of funding for the South Laredo Cross Street Park project, from \$300,000.00 to \$225,000.00, and creating a new activity known as the South Laredo (Mario Tijerina) Park Lighting Project totaling \$75,000.00.		
<table style="width: 100%; border: none;"><tr><td style="width: 50%; vertical-align: top;">INITIATED BY: Cynthia Collazo Assistant City Manager</td><td style="width: 50%; vertical-align: top;">STAFF SOURCE: Erasmo A. Villarreal CD Director</td></tr></table>		INITIATED BY: Cynthia Collazo Assistant City Manager	STAFF SOURCE: Erasmo A. Villarreal CD Director
INITIATED BY: Cynthia Collazo Assistant City Manager	STAFF SOURCE: Erasmo A. Villarreal CD Director		
PREVIOUS COUNCIL ACTION: 01/12/04 – A public hearing was held to allow interested persons an opportunity to comment on the proposed changes in the use of 29 th AY Community Development Block Grant to fund a new activity known as the South Laredo (Mario Tijerina) Lighting Project and reducing the amount of funding for the South Laredo Cross Street Park project.			
BACKGROUND: As per the request of the Council Member for District I, staff proposes to decrease the funding for the South Laredo Cross Street Park, from \$300,000.00 to \$225,000.00, and to utilize the difference of \$75,000.00 for the purchase and installation of sports lighting at the South Laredo (Mario Tijerina) Park. The increase in funding for lighting will allow the Mario Tijerina Park to be used as a Little League regulation playing field. A substantial amendment regarding the use of CDBG funds requires that citizens be informed of the proposed changes and be provided an opportunity to comment. In adherence with the Citizens Participation Plan, citizens were given 30 days, beginning January 5, 2004 through February 4, 2004 to provide oral and/or written comments. No comments were received.			
FINANCIAL IMPACT: 29 th AY Community Development Block Grant.....\$75,000.00			
RECOMMENDATION: N/A	STAFF RECOMMENDATION: That this motion be passed.		

COUNCIL COMMUNICATION

DATE: 02/17/2004	SUBJECT: MOTION(S) Consideration for approval of the selection of consultant for the Former Southern Hotel 1200 Block of Matamoros Street and authorization to negotiate a professional services contract. Funding is available in the 2002 CO Issue Former Southern Hotel.	
INITIATED BY: Larry Dovalina, City Manager		STAFF SOURCE: Rogelio Rivera, P.E., City Engineer
PREVIOUS COUNCIL ACTION: None.		
BACKGROUND: Ten (10) firms responded to the request for qualifications on Friday, December 19, 2003, at 4:00 P.M. as follows: <ol style="list-style-type: none">1. Design Group International, Laredo, Texas2. Architects Plus, Inc., Laredo, Texas3. Cavazos & Associates Architects, Laredo, Texas4. Turner Hickey & Associates, Laredo, Texas5. Frank Architects, Inc., Laredo, Texas6. Ashley Humphries & Sanchez Architects, Laredo, Texas7. Saldana and Associates, Inc., Laredo, Texas8. Harry Jewett Associates, Laredo, Texas9. Cutler-Gallaway Services, Inc., San Antonio, Texas10. Sepulveda Associates Architects, Laredo, Texas The proposed scope of services is to include, but not limited to: Providing professional services relating to the evaluation for renovation, restoration, and/or feasibility plans for mixed use of the former Southern Hotel Building, and adjoining properties. Consultant is to work in close coordination with the Historic District Landmark Board. The Staff Committee composed of several City Departments evaluated the submittals and presentations, and based on the City's standard selection criteria (capability to perform, professional background, quality of projects, etc.). The consultant's name will be announced at the City Council Meeting.		
FINANCIAL IMPACT: Funding is available in the 2002 CO Issue Former Southern Hotel. Account No. 455-9810-535-4877		
COMMITTEE RECOMMENDATION:. This item is being presented to the Engineering Contract Review Committee on Tuesday, February 17, 2004, at 5:00 P.M.		STAFF RECOMMENDATION: Approval of Motion.



CONSIDERATION FOR APPROVAL OF THE SELECTION OF CONSULANT FOR THE
FORMER SOUTHERN HOTEL 1200 BLOCK OF MATAMOROS ST. AND AUTHORIZATION
TO NEGOTIATE A PROFESSIONAL SERVICES CONTRACT

CITY COUNCIL MEETING
FEBRUARY 17, 2004

CITY OF LAREDO
ENGINEERING DEPARTMENT

1110 HOUSTON ST. P.O. BOX 578 PH. 781-7346 FAX (210) 781-7496

AGENDA ITEM

COUNCIL COMMUNICATION

DATE: 02/17/04	SUBJECT: MOTIONS Consideration to extend the contract cellular contract with Cingular Wireless, for a period of three additional months, in the estimated monthly amount of \$15,366.63 for providing cellular phone services for all city departments. The monthly contract amount is approximately 20% less than the previous contract amount. Funding is available in the respective departmental budgets.	
INITIATED BY: Larry Dovalina, City Manager		STAFF SOURCE: Francisco Meza, Purchasing Agent
PREVIOUS COUNCIL ACTION: 		
<p>BACKGROUND: The City of Laredo's current contract for wireless service expired in December 2003. The City was negotiating a new contract with the current provider utilizing the provisions of the State of Texas cooperative contract awarded to Cingular Wireless. City Management has requested a complete revamping of the policy dealing with cellular phone usage. A new plan will be presented to the City Council that will reduce the cost to the City.</p> <p>The City currently utilizes three hundred and thirty eight cellular phones of which one hundred and ninety eight are assigned to the Police and Fire Departments. Staff is reviewing the possibility of providing a monthly allowance in lieu of a city issued cellular phone to those non public safety employees that are authorized a cellular phone. The intent is to reduce the monthly cellular expense.</p>		
FINANCIAL IMPACT: Funding is available in the respective departmental budgets.		
COMMITTEE RECOMMENDATION: 		STAFF RECOMMENDATION: It is recommended that this action be authorized.

COUNCIL COMMUNICATION

DATE:
02/17/04

SUBJECT: MOTIONS

Consideration to reject all bids received for contract FY04-029 for providing pool chemicals for the Parks and Recreation Department and authorizing that new bids be solicited. The City received three bids for the purchase of pool chemicals for the maintenance of the City's swimming pools however the bid specifications required that the chemicals be delivered in one shipment to the Parks and Recreation Department warehouse. Because of lack of storage space and safety concerns storing a high volume of chlorine, the Department is now requesting that the chemicals be delivered monthly to each swimming pool. The bid specification document will be modified to include these requirements.

INITIATED BY:

Larry Dovalina,
City Manager

STAFF SOURCE:

Horacio De Leon, Parks and Recreation Dept. Director
Francisco Meza, Purchasing Agent

PREVIOUS COUNCIL ACTION: None.

BACKGROUND: The City received three bids for the purchase of pool chemicals for the maintenance of the City's swimming pools. The City received three bids for the purchase of pool chemicals for the maintenance of the City's swimming pools however the bid specifications required that the chemicals be delivered in one shipment to Parks and Recreation Department warehouse. Because of lack of storage space and safety concerns, the requested chemicals will be delivered on a monthly basis to each pool location.

			Univar USA		AOC		Leslie
Trichlor tablets	22,000 lbs	\$1.445	\$31,790.00	\$ 1.47	\$32,340.00	\$1.49	\$32,780.00
Soda Ash	1,600 lbs	\$0.165	\$ 264.00	\$ 0.18	\$ 287.68	\$0.22	\$ 351.68
Granular Chlorine	5,000 lbs	\$0.845	\$ 4,225.00	\$0.925	\$ 4,625.00	\$0.92	\$ 4,600.00
Muratic Acid	600 gal	\$1.875	\$ 1,125.00	\$ 1.90	\$ 1,140.00	\$2.00	\$ 1,200.00
Clarifier	84 gal	\$16.11	\$ 1,353.24	\$22.00	\$ 1,848.00	\$12.99	\$ 1,091.16
Discount					1% net 10		
Grand Total			\$38,757.24		\$39,838.27		\$40,022.84

FINANCIAL IMPACT: Funding is available in the Parks and Recreation Department budget.
Parks and Recreation Department – Parks Maintenance, Chemicals
Account Number: 101-3120-552-2010

COMMITTEE RECOMMENDATION:

STAFF RECOMMENDATION: It is recommended that all bids be rejected and new bids solicited.

COUNCIL COMMUNICATION

DATE: 2//17/04	SUBJECT: MOTION Award a construction contract to the lowest bidder Lambda Construction Co., New Braunfels, Texas in the amount of \$606,050.00 for the construction of the SH 359 Work Order #5 Ground Storage Tank and Booster Station Project, subject to the approval of the TWDB. The Work Order #5 consists of a Ground Storage Tank and Booster Station to provide potable water to Colonias within SH 359 Planning Areas. The construction time is 240 calendar days. Funding is available in the Colonias Project.				
INITIATED BY: Larry Dovalina, City Manager	STAFF SOURCE: Heberto Ramirez, Utilities Director				
PREVIOUS COUNCIL ACTION: None					
BACKGROUND: The Work Order #5 consists of a Ground Storage Tank and Booster Station to provide potable water to Colonias within SH 359 Planning Areas. The construction time is 240 calendar days. Bids were received and opened on January 21, 2004, at 4:00 PM at the City Secretary's Office as follows: <table><tr><td>1. B-5 Construction</td><td>\$772,575.00</td></tr><tr><td>2. Lambda Construction</td><td>\$606,050.00</td></tr></table> The bids and bid bonds were checked and found to be in order. Therefore, staff recommends award in the amount of \$606,050.00 to Lambda Construction Co.		1. B-5 Construction	\$772,575.00	2. Lambda Construction	\$606,050.00
1. B-5 Construction	\$772,575.00				
2. Lambda Construction	\$606,050.00				
FINANCIAL IMPACT: Funding is available in the Improvements Other Than Buildings Acct. No. 451-8310-535-9301					
COMMITTEE RECOMMENDATION: No action from Committee was necessary, therefore staff recommends to award.	STAFF RECOMMENDATION: To award the contract.				

COUNCIL COMMUNICATION

DATE: 2//17/04	SUBJECT: MOTION Award a construction contract to the lowest bidder Landmark Structures Inc., Fort Worth, Texas in the amount of \$913,950.00 for the construction of the SH 359 Work Order #6 Elevated Storage Tank Project, subject to the approval of the TWDB. The Work Order #6 consists of an Elevated Storage Tank to provide adequate pressure to Colonias within SH 359 Planning Areas. The construction time is 240 calendar days. Funding is available in the Colonias Project.				
INITIATED BY: Larry Dovalina, City Manager	STAFF SOURCE: Heberto Ramirez, Utilities Director				
PREVIOUS COUNCIL ACTION: None					
BACKGROUND: The Work Order #6 consists of an Elevated Storage Tank to provide adequate pressure to Colonias within SH 359 Planning Areas. The construction time is 240 calendar days. Bids were received and opened on January 21, 2004, at 4:30 PM at the City Secretary's Office as follows: <table><tr><td>1. CBI Construction, Inc.</td><td>\$ 1,127,125.00</td></tr><tr><td>2. Landmark Structures Inc.</td><td>\$ 913,950.00</td></tr></table> The bids and bid bonds were checked and found to be in order. Therefore, staff recommends award in the amount of \$ 913,950.00 to Landmark Structures Inc.		1. CBI Construction, Inc.	\$ 1,127,125.00	2. Landmark Structures Inc.	\$ 913,950.00
1. CBI Construction, Inc.	\$ 1,127,125.00				
2. Landmark Structures Inc.	\$ 913,950.00				
FINANCIAL IMPACT: Funding is available in the Improvements Other Than Buildings Acct. No. 451-8310-535-9301					
COMMITTEE RECOMMENDATION: No action from Committee was necessary, therefore staff recommends to award.	STAFF RECOMMENDATION: To award the contract.				

COUNCIL COMMUNICATIONS

DATE: 2/17/04	SUBJECT: MOTION Approving monthly adjustments to the tax roll. The amount to be adjusted for month of January 2004, represents an increase of \$43,876.61. These adjustments are determined by Webb County Appraisal District and by court orders.	
INITIATED BY: CYNTHIA COLLAZO, ASSISTANT CITY MANAGER		STAFF SOURCE ELIZABETH MARTINEZ TAX ASSESSOR-COLLECTOR
PREVIOUS COUNCIL ACTION: Approves tax roll each year.		
BACKGROUND: Under Section 26.09, Calculation of Tax, paragraph (e) of the Texas Property Tax Code, "the Assessor shall enter the amount of tax determined as provided by this section in the appraisal roll and submit it to the governing body of the unit for approval. The appraisal roll with amount of tax entered as approved by the governing body constitutes the unit's tax roll." This point was brought up by an opponent in a tax lawsuit. It was the recommendation of the City Attorney and the Tax Collections Attorney, that adjustments be approved each month, in addition to the tax roll being accepted with adjustments.		
FINANCIAL: Potential revenues will increase due to an increase in levy in the amount of \$43,876.61.		
COMMITTEE RECOMMENDATION:		STAFF RECOMMENDATION: Approval

COUNCIL COMMUNICATIONS

DATE: 2/17/04	SUBJECT: MOTION Refund of property tax to the following taxpayers and companies: 1. A refund in the amount of \$537.28 payable to Ocwen Federal Bank due to an over payment. Account #989-10003-530. 2. A refund in the amount of \$1,274.47 payable to Daniel L. Bell due to a double payment. Account #909-00022-370. 3. A refund in the amount of \$516.93 payable to Wells Fargo Home Mortgage due to an over payment. Account #968-00016-275. 4. A refund in the amount of \$521.04 payable to Jesus M. and Enedina Reyes due to an over payment. Account #968-60004-100. 5. A refund in the amount of \$960.65 payable to Chase Manhattan Mortgage Corporation due to an over payment. Account #989-10009-090. 6. A refund in the amount of \$682.12 payable to Lereta Corp/Lenders Real Estate Tax Service due to an over payment. Account #969-30015-030. 7. A refund in the amount of \$522.00 payable to Lereta Corp/Lenders Real Estate Tax Service due to an over payment. Account #968-81001-012. 8. A refund in the amount of \$740.07 payable to Lereta Corp/Lenders Real Estate Tax Service due to an over payment. Account #980-60002-030. 9. A refund in the amount of \$947.04 payable to Lereta Corp/Lenders Real Estate Tax Service due to an over payment. Account #989-52002-090. 10. A refund in the amount of \$1,268.63 payable to Lereta Corp/Lenders Real Tax Service due to an over payment. Account #909-40002-170. 11. A refund in the amount of \$675.00 payable to Lereta Corp/Lenders Real Estate Tax Service due to an over payment. Account #969-00009-100.	
INITIATED	STAFF SOURCE	
CYNTHIA COLLAZO, ASSISTANT CITY MANAGER	ELIZABETH MARTINEZ TAX ASSESSOR-COLLECTOR	
PREVIOUS COUNCIL ACTION: City Council has previously approved requests for refunds over \$500.00 as required by State Law.		
BACKGROUND: Every month the Webb County Appraisal District submits to the City of Laredo changes of values certified by the WCAD Review Board. Some of these changes require tax refunds be issued due to clerical errors, double assessments, over assessments, over 65 exemptions, did not exist on the 1st of the year, exempt property and combined properties. As per section 26.15 (f) of the Texas Property Tax Code "If a correction decreases the tax liability of a property owner after he has paid the tax, the taxing unit shall refund to the property owner the difference between the tax paid and the tax legally due. As per Section 31.11 of the Texas Property Tax Code "an application for a refund must be made within three years after the date of the payment, or the taxpayer waives the right to a refund." A taxpayer may request a refund if an overpayment or an erroneous payment was made. As per Section 42.43 of the Texas Property Tax Code, Refund. (a) If the final determination of an appeal that decreases a property owner's tax liability occurs after the property owner has paid his taxes, the taxing unit shall refund to the property owner the difference between the amount of taxes paid and the amount of taxes for which the property owner is liable.		
FINANCIAL: The City of Laredo will refund an amount of \$46,003.96. It will be paid from line item Revenue/Unapplied Payments. Account #101-0000-222-0300.		
COMMITTEE RECOMMENDATION:	STAFF: Approval of this refund as detailed above.	

REFUNDS CONTINUED

12. A refund in the amount of \$572.64 payable to Lereta Corp/Lenders Real Estate Tax Service due to an over payment. Account #968-30002-050.
13. A refund in the amount of \$796.04 payable to Lereta Corp/Lenders Real Estate Tax Service due to an over payment. Account #970-10001-270.
14. A refund in the amount of \$524.63 payable to First American Real Estate Tax Service due to an over payment. Account #985-60009-080.
15. A refund in the amount of \$2,052.28 payable to Laredo National Bank due to an over payment. Account #968-81001-020.
16. A refund in the amount of \$6,358.77 payable to Laredo National Bank due to an over payment. Account #900-90221-219.
17. A refund in the amount of \$634.63 payable to Neel Title Corporation/Escrow Account due to an over payment. Account #965-20002-014.
18. A refund in the amount of \$727.17 payable to Countrywide Home Loans due to an over payment. Account #969-30006-120.
19. A refund in the amount of \$556.15 payable to Countrywide Home Loans due to an over payment. Account #968-60011-370.
20. A refund in the amount of \$555.18 payable to Countrywide Home Loans due to an over payment. Account #954-00001-048.
21. A refund in the amount of \$556.98 payable to Countrywide Home Loans due to an over payment. Account #937-00021-406.
22. A refund in the amount of \$587.98 payable to Countrywide Home Loans due to an over payment. Account #909-00038-645.
23. A refund in the amount of \$509.30 payable to Countrywide Home Loans due to an over payment. Account #554-01511-030.
24. A refund in the amount of \$820.49 payable to Countrywide Home Loans due to an over payment. Account #970-12006-200.
25. A refund in the amount of \$784.10 payable to Countrywide Home Loans due to an over payment. Account #970-80001-060.
26. A refund in the amount of \$1,063.26 payable to Countrywide Home Loans due to an over payment. Account #983-60005-310.
27. A refund in the amount of \$656.52 payable to Countrywide Home Loans due to an over payment. Account #985-60008-320.
28. A refund in the amount of \$875.93 payable to Countrywide Home Loans due to an over payment. Account #986-00007-091.
29. A refund in the amount of \$1,122.18 payable to Countrywide Home Loans due to an over payment. Account #987-21001-200.
30. A refund in the amount of \$1,037.34 payable to Countrywide Home Loans due to an over payment. Account #989-30002-060.
31. A refund in the amount of \$2,233.67 payable to Countrywide Tax Service due to an erroneous payment. Account #989-20001-040.
32. A refund in the amount of \$1,379.59 payable to IBOC-McAllen due to an over payment. Account #909-40003-270.
33. A refund in the amount of \$679.43 payable to IBOC-McAllen due to an over payment. Account #909-20003-130.
34. A refund in the amount of \$1,108.00 payable to IBOC-McAllen due to an over payment. Account #909-00481-061.
35. A refund in the amount of \$582.71 payable to IBOC-McAllen due to an over payment. Account #980-80004-010.
36. A refund in the amount of \$696.37 payable to IBOC-McAllen due to an over payment. Account #986-00007-200.
37. A refund in the amount of \$2,783.89 payable to IBOC-McAllen due to an over payment. Account #985-20001-080.
38. A refund in the amount of \$535.87 payable to IBOC-McAllen due to an over payment. Account #938-20001-210.

39. A refund in the amount of \$546.84 payable to IBOC-McAllen due to an over payment.
Account #965-60002-017.
40. A refund in the amount of \$893.45 payable to IBOC-McAllen due to an over payment.
Account #447-01157-070.
41. A refund in the amount of \$1,250.15 payable to IBOC-McAllen due to an over payment.
Account #437-00697-010.
42. A refund in the amount of \$539.52 payable to IBOC-McAllen due to an over payment.
Account #332-00417-010.
43. A refund in the amount of \$1,047.09 payable to IBOC-McAllen due to an over payment.
Account #987-20003-090.
44. A refund in the amount of \$590.35 payable to IBOC-McAllen due to an over payment.
Account #968-00007-071.
45. A refund in the amount of \$1,068.31 payable to IBOC-McAllen due to an over payment.
Account #965-40001-001.
46. A refund in the amount of \$984.07 payable to IBOC-McAllen due to an over payment.
Account #945-00921-060.
47. A refund in the amount of \$647.85 payable to Gonzalez Perales Family, Ltd. due to an
erroneous payment. Account #216-00763-040.

STAFF REPORTS

- A. Presentation of the fiscal year 2002-2003 Comprehensive Annual Financial Report (CAFR) prepared by the City of Laredo Financial Services Department and audited by the Independent Audit Firm of Garza, Martinez, & Company.
- B. Presentation by the City's Financial Adviser, Mr. Noe Hinojosa from Estrada Hinojosa & Company regarding City's Financial status.

COUNCIL COMMUNICATION

DATE 02-17-04	SUBJECT: EXECUTIVE SESSION Request for Executive Session pursuant to Texas Government Code Section 551.072 in order to deliberate on the value of, and the possible purchase of, real property in the South Laredo area, because deliberation in an open meeting would have a detrimental effect on the position of the City Council in negotiations with third persons; and return to open session for possible action, and direction to staff.	
INITIATED BY: Cynthia Collazo Assistant City Manager		STAFF SOURCE: Angelo Ferrazzano Real Estate Manager
PREVIOUS COUNCIL ACTION: None.		
BACKGROUND: N/A		
FINANCIAL IMPACT: N/A		
COMMITTEE RECOMMENDATION: N/A		STAFF RECOMMENDATION: N/A